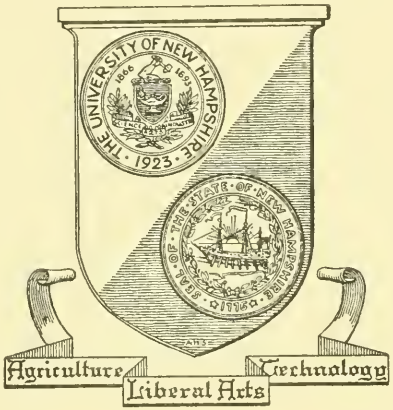
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

JANUARY SESSION OF 1957

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

JANUARY SESSION OF 1957

WEDNESDAY, JANUARY 2, 1957

On the first Wednesday in January, the year of our Lord, one thousand nine hundred and fifty-seven, being the day designated by the Constitution for the assembling of that body, the one hundred and thirty-fifth General Court of the State of New Hampshire convened at the Capitol in the City of Concord, and the representatives elect were called to order by Robert L. Stark, Clerk of the House for the preceding session.

The acting Clerk proceeded to call the roll, and 355 members answering to their names, a quorum was declared present.

On motion of Mr. Willis of Salem:

Resolved, That a committee of three be appointed by the Clerk to wait upon His Excellency, the Governor, and inform him that a quorum of the House is assembled and requests his attendance.

The Clerk appointed Mr. Willis of Salem, Mrs. Davis of Concord and Mr. Clark of Harrisville.

His Excellency, the Governor, having been informed that a quorum of the House was assembled, appeared, and the following named ladies and gentlemen having presented their credentials, were duly qualified by His Excellency as members of the House of Representatives by taking, and subscribing to the oath of office agreeably to the provisions of the Constitution.

ROCKINGHAM COUNTY

Atkinson	George W. White, Sr.
Auburn	Margaret A. Griffin
Brentwood	Ferne Prescott
Candia	Karl J. Persson
Chester	Walter P. Tenney
Danville	George W. Shattuck
Deerfield	Roland C. Batchelder
Derry	Kenneth M. Bisbee
	Harry E. Clark
	Charles H. Gay*
	Joseph V. Stancik*
East Kingston	Guy E. Nickerson
Epping	Edmond G. Blair
Exeter	Edwin W. Eastman
	Emory P. Eldredge
	Sayre Merrill
	James C. Rathbone
Hampstead	Doris M. Spollett
Hampton	Douglass E. Hunter
	Carl M. Lougee
Hampton Falls	Ralph Sanborn
Kensington	Charles R. Eastman
Kingston	Nathan T. Battles
Londonderry	Draper W. Parmenter
Newfields	Thomas R. Sheehy
Newington	William F. Mott
Newmarket	Arthur A. Labranche
	F. Albert Sewall
Newton	George L. Cheney
North Hampton	George G. Carter
Northwood	Ernest L. Pinkham
Nottingham	John A. Perkins
Plaistow	Mildred L. Palmer
Portsmouth—	
Ward 1	Andrew J. Barrett
	Mary C. Dondero
	Lise L. Payette
	Ann Sadler
	Harry A. Wood

Ward 2	Harry H. Foote
	Margaret M. Hayes
	Henry S. Murch, Jr.
Ward 3	C. Cecil Dame
	James J. Joyce
	William J. Wardwell
Ward 4	Robert R. Blaisdell, Sr.*
Ward 5	Harold O. Russell
Raymond	Herbert W. Landrigan
Rye	Manning H. Philbrick
Salem	Walter F. Haigh
	Leonard B. Peever
	Howard S. Willis
Seabrook	Myron B. Felch
Stratham	W. Douglas Scamman
Windham	Robert W. Thorndike*

STRAFFORD COUNTY

Barrington	Dorothy B. Berry
Dover—	
Ward 1	Alice F. Blanchette
	Max W. Leighton
	Guy M. Wiggin
Ward 2	J. Hector Desjardins
	George A. LaBonte
Ward 3	Thomas C. Dunnington
	Martha G. Webb
Ward 4	William H. Connell
	Harley A. Crandall*
	Melvin F. Morrison
Ward 5	Jeremiah J. Murphy*
Durham	Elsie M. Brown
	Albert D. Littlehale
	William M. Stearns
Farmington	George T. Gilman
	Philip H. Weymouth
Middleton	Donald E. Francoeur*
Milton	Ruth H. Dawson
New Durham	Idanelle T. Moulton

Rochester—	
Ward 1	Ernest L. Rolfe
Ward 2	Fred Maxfield
	Albert Nelson
Ward 3	Edgar J. Carignan
Ward 4	Alphonse Lacasse
	Angeline M. St. Pierre
Ward 5	Norma Studley Currier
Ward 6	Arnold T. Clement
	Edgar G. Varney
Rollinsford	Blanche E. Valliere
Somersworth—	
Ward 1	Sarkis N. Maloomian
Ward 2	John F. Beamis
Ward 3	Clovis J. Cormier*
Ward 4	Edmond Hebert
Ward 5	James F. Malley
Strafford	Albert H. Brown*

BELKNAP COUNTY

Alton	Arthur S. Rollins
Barnstead	Arthur M. McAllister
Belmont	Harold B. Haggett
Center Harbor	L. Keith Matheson
Gilford	Marion M. Lord
Gilmanton	William T. Robertson
Laconia—	
Ward 1	Rene C. Lacaillade
	Walter D. McCarthy
Ward 2	Aime H. Morin
	Alfred W. Simoneau
Ward 3	Elmer S. Tilton
Ward 4	Peter S. Karagianis
	Albert Lucier
Ward 5	Henry I. Burbank
	David O'Shan
Ward 6	Jack B. Dana
	George W. Varrell
Meredith	Ruth F. Miner
	Joseph F. Smith

Sanbornton	Marion H. Atwood
Tilton	Warren F. Metcalf

CARROLL COUNTY

Albany	Ruth T. Morrill
Bartlett	Earle W. Chandler
Brookfield	Howard P. Sawyer
Conway	Burnham B. Davis
	Nettie M. Hill
	Milburn F. Roberts
Effingham	John G. Thompson
Moultonborough	Stewart Lamprey*
Ossipee	Arthur Willmott
Tamworth	George R. Nickerson
Wakefield	Clarence E. Peaslee
Wolfeboro	Emery W. Carr
	Russell G. Claflin

MERRIMACK COUNTY

Allenstown	Edgar A. Baron
Andover	Victor E. Phelps
Boscawen	George D. Kenevel
Bow	Wilbur H. Vaughn
Bradford	Reuben S. Moore
Canterbury	Austin R. Turner
Chichester	James C. Bates, Sr.
Concord—	
Ward 1	John W. Allen
	Joseph F. Lafford
Ward 2	Alice Davis
Ward 3	Arthur F. Henry
Ward 4	Charles H. Cheney
	Harold C. Gibson
	John C. White
Ward 5	Clarence Lessels
	Gordon M. Tiffany

Ward 6	George H. Corbett
	Guy Jewett
	Eugene J. O'Neil
	Ernest W. Saltmarsh
Ward 7	Harold L. Barnard
	G. Carroll Cilley
	Paul B. Maxham
	Shelby O. Walker
Ward 8	Victoria E. Mahoney
Ward 9	Joseph J. Comi
	Pasquale Rufo
Danbury	Roy K. Sargent
Dunbarton	John E. Bunten
Epsom	Eleanora C. Nutter
Franklin—	
Ward 1	Basil Broadhurst
Ward 2	James M. Burke
	Theodore E. Kenney
Ward 3	Albert M. Ayotte
	Arthur B. Leonard
Henniker	Lewis H. Carpenter
Hill	George C. Mason
Hooksett	Edward M. DuDevoir
	John B. Mulaire
Hopkinton	Lewis A. Nelson
Loudon	Everett K. Jenkins
New London	Paul B. Gay
Northfield	Fred G. Wilman
Pembroke	George D. Thibeault
	K. Donald Woodbury
Pittsfield	Mary R. Ayer
	E. Harold Young*
Sutton	Harold W. Chadwick
Warner	L. Waldo Bigelow, Jr.

HILLSBOROUGH COUNTY

Amherst	Orson H. Bragdon
Antrim	Ellerton H. Edwards
Bedford	Ralph M. Wiggin, Sr.

Goffstown	A. Kenneth Hambleton
	Rufus L. Jennings
	Elmer B. Nickerson*
	Alfred W. Poore
Greenfield	Hobart M. Adams
Greenville	O. John Fortin
Hancock	Julius Q. Pickering
Hillsborough	R. Wayne Crosby
Hollis	Henry E. Williams
Hudson	Roland W. Abbott
	Christopher F. Gallagher
	J. Amedee Paul
Lyndeborough	Edward George Warren
Manchester—	
Ward 1	Greta M. Ainley
	Samuel Green
	James Pettigrew
	Emile J. Soucy
Ward 2	Harry J. Danforth*
	Frederick H. Dewey*
	Joseph H. Geisel
	John Pillsbury
	Kenneth W. Robb
Ward 3	Michael J. Dwyer
	Louis I. Martel
	Joseph A. Nerbonne
	Thomas F. Sullivan
Ward 4	John F. Kelley
	Thomas F. Nolan
	Patrick J. Winston
Ward 5	Stanley J. Betley*
	Anna H. Douville*
	Jeremiah B. Healy
	George W. Smith
	Edward J. Walsh
Ward 6	John H. Callahan
	Denis F. Casey*
	Edward D. Clancy
	Joseph Ecker*
	Daniel J. Healy*
	Michael F. O'Connor

Ward 7	James J. Burke
	Charles J. Leclerc
	Adrien A. Paradis
	Alonzo J. Tessier
Ward 8	Wilfred J. Bonenfant
	Edward Champagne
	William H. Craig, Jr.
	Eugene Delisle, Sr.
	Roger E. Hebert
Ward 9	Beatrice B. Cary*
	Edward W. Morris
Ward 10	Alfred A. Bergeron*
	Paul L. Gilmartin
	John J. Kearns*
	John W. King
Ward 11	George J. Hurley*
	George E. Lafond*
	Roger L. Philibert*
Ward 12	Raymond G. Hebert
	Edward T. Martel*
	Joseph C. Nalette
	Louis J. Soucy
Ward 13	Albert N. Dion
	Lorenzo P. Gauthier*
	Lucien J. Gelinas
	Origene E. Lesmerises
	Arthur E. Thibodeau
Ward 14	James Christy
	Roger J. Crowley
	Marcel H. Leclerc
Mason	Tracy A. Eaton
Merrimack	Bert L. Peaslee
Milford	David Deans, Jr.
	William M. Falconer
	Fred T. Wadleigh*
Nashua—	
Ward 1	Mabel Thompson Cooper
	Roland L. Cummings
	Alice L. Ramsdell
	William A. Saunders

Ward 2	Clara M. Record
	Wilfrid G. Thibault
Ward 3	Agenor Belcourt
	Hector J. Trombly
Ward 4	Winslow P. Ayers
	Cornelius M. Brosnahan
Ward 5	David E. Dufour
	Albert Maynard
Ward 6	John B. Dionne
	Ernest Marcoux
Ward 7	Arthur J. Chartrain
	Frank E. Ryan
	Dennis F. Sweeney*
Ward 8	Arthur Bouley
	Charles A. Dugas
	Peter Z. Jean
	John H. Latour
	Frank C. Sabluski
Ward 9	Paul E. Bouthillier
	Peter J. Dumais
New Boston	Edward F. Locke*
New Ipswich	William T. Thompson
Pelham	Andrew L. Mailloux*
Peterborough	Chester F. Dutton
	Benjamin M. Rice
Sharon	John M. Street
Weare	Scott F. Eastman
Wilton	F. Howard Bardol
Windsor	James I. Hines*

CHESHIRE COUNTY

Alstead	Peyton R. H. Washburn
Chesterfield	Walter J. Post
Fitzwilliam	Lewis R. Pike*
Harrisville	John N. Clark
Hinsdale	Orson G. Smith*
Jaffrey	Anne B. Gordon
	Carl C. Spofford

Keene—	
Ward 1	Charles P. Haley
	Roy L. Terrill
	Walter T. Winch
Ward 2	James E. McCullough
	Kirke W. Wheeler
Ward 3	Frank J. Bennett
	Edward E. Brown
Ward 4	Leroy E. Codding
	Ellen Faulkner
Ward 5	Leslie J. Farr
	Laurence M. Pickett
Marlborough	Wallace B. Oliver
Nelson	Janet Tolman
Richmond	Eric M. Ostlund
Roxbury	William Yardley
Stoddard	Charles C. Eaton
Sullivan	Harvey W. Swett
Swanzey	J. Edward Bouvier
	Joseph Kershaw
Troy	Robert H. Congdon
Walpole	Louis S. Ballam
	Robert L. Galloway, Sr.
Westmoreland	John H. Terry, Jr.
Winchester	Frederick H. Ingham
	Alexander P. Thompson

SULLIVAN COUNTY

Charlestown	Martha McD. Frizzell
Claremont—	
Ward 1	Harry Bloomfield
	Arthur E. Howe
	Amos E. Russell
Ward 2	George W. Angus*
	Lytle A. Monblo
	Sam J. Nahil
Ward 3	Carmine F. D'Amante
	Alton G. Desnoyer
	Clifton Simms

Cornish	Fred Davis
Croydon	Leland L. Riley
Grantham	Doris C. Reney
Newport	Herbert E. Brown
	Fred J. Karr*
	Jesse R. Rowell
	Joseph D. Vaughan
Plainfield	Arthur H. Chivers
Sunapee	George R. Merrifield
Washington	Perley H. Crane

GRAFTON COUNTY

Ashland	Thomas Pryor
Bethlehem	Malcolm J. Stevenson
Bridgewater	Gertrude M. Bucklin
Bristol	Bowdoin Plummer
Campton	Philip S. Willey
Canaan	Joseph L. Graham
Enfield	Isaac H. Sanborn
Franconia	Nina E. Peabody
Grafton	Elsie F. Williams
Groton	Lauie A. Nettleton
Hanover	David J. Bradley
	Florimond DuS. Duke
	Elizabeth W. Hayward
	Robert S. Monahan
Haverhill	Wilfred J. Larty
	Norman A. McMeekin
Hebron	Oscar V. Morse
Holderness	Stanley A. Chamberlain
Lebanon	Arthur F. Adams
	Forrest B. Cole
	Fred A. Jones*
	J. Daniel Porter
	Harry S. Townsend
	Gladys L. Whipple
Lincoln	George M. McGee, Sr.
Lisbon	Rita Collyer*

Littleton	Charles F. Armstrong
	Fred Kelley
	Eda C. Martin
Lyme	Harold W. Haskins
Plymouth	Kenneth G. Bell
	Suzanne Loizeaux
Rumney	Jesse A. Barney
Warren	Fayne E. Anderson
Woodstock	Thomas F. Sawyer

COOS COUNTY

Berlin—	
Ward 1	Oliver A. Dussault
	Guy J. Fortier
	Edgar J. Roy
Ward 2	Arthur J. Russell
	Frank H. Sheridan
Ward 3	Hilda C. F. Brungot
	Marie A. Christiansen
Ward 4	Jennie Fontaine
	Rebecca A. Gagnon
	Clarence J. Lacasse
Clarksville	Quinten Heath*
Colebrook	Harry S. Alls
Dummer	Mark S. Rix
Gorham	George W. W. Graham
	George H. Keough
Lancaster	John D. Cornelius
	Walter E. Swett
Milan	R. Wilbur Potter
Northumberland	Walter O. Bushey
	Lyle E. Hersom
Randolph	Herbert R. Richardson
Shelburne	Victor L. Kidder
Stewartstown	Ray W. Placy
Stratford	Bert Stinson
Wentworth's Location	Florence Gould
Whitefield	Ada C. Taylor

*Those marked with an asterisk were not present but appeared and qualified later as will be found in the daily proceedings of the House.

The Clerk called the House to order, and stated that the first order of business is the election of a temporary presiding officer.

Mr. Bigelow of Warner placed in nomination Mr. Deans of Milford, and moved his election.

On a *viva voce* vote Mr. Deans of Milford was declared elected temporary presiding officer and was escorted to the Chair by Mrs. Taylor of Whitefield and Mr. Jennings of Goffstown.

On motion of Mr. Jones of Lebanon the House proceeded to the election of a Speaker.

Mrs. Atwood of Sanbornton placed in nomination Mr. Scamman of Stratham.

Mr. Craig of Manchester moved that the nominations for Speaker be closed, and instructed the Acting Clerk to cast one ballot for Mr. Scamman of Stratham and he was declared elected Speaker, and was escorted to the Chair by Mrs. Atwood of Sanbornton, Mr. Rathbone of Exeter and Mr. Craig of Manchester.

Speaker's Remarks

Mr. Chairman and Members of the General Court:

The confidence expressed by your vote, electing me as your Speaker is deeply appreciated.

I am fully aware of the challenge which is embodied in the responsibility you have entrusted in me. I will do my utmost to be worthy of the confidence and successful in meeting the challenge. To accomplish this, I will draw upon my friendship with you all, my past associations with you, and our mutual desire to serve the best interests of this body, the legislature as a whole and the State of New Hampshire.

I implore each of you to realize the importance to me of your individual cooperation. I urge each of you to assist me at every possible opportunity in the execution of the duties confronting us.

May we strive toward the execution of the formidable task confronting us and together justify the confidence which our constituencies have vested in us.

Thanks a million for this privilege of leading this esteemed group of men and women in our ensuing deliberations.

The Speaker announced the appointment of Mr. McMeekin of Haverhill as Majority Floor Leader and Mr. Craig of Manchester as Minority Floor Leader.

Mr. Thompson of New Ipswich placed in nomination for Clerk, Robert L. Stark of Goffstown, Assistant Clerk, Francis W. Tolman of Nelson, for Sergeant-at-Arms, Lloyd E. Fogg of Milan, for Doorkeepers, Mabel L. Richardson of Randolph, Sherman L. Greer of Manchester, Bertha E. Boutwell of Concord, Harry J. A. Robinson of Dover and Ernest C. Pillsbury of Sandown.

On motion of Mr. Craig of Manchester the Acting Clerk was instructed to cast one ballot for the above candidates and they were declared elected.

Robert L. Stark, Francis W. Tolman, Lloyd E. Fogg, Mabel Richardson, Sherman Greer, Bertha Boutwell, Harry Robinson and Ernest Pillsbury then appeared and were duly qualified by taking oath as Clerk, Assistant Clerk, Sergeant-at-Arms and Doorkeepers respectively.

ROBERT L. STARK,
Clerk for 1955-1956.

On motion of Mr. Geisel of Manchester:

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the choice of W. Douglas Scamman as Speaker; Robert L. Stark as Clerk; Francis W. Tolman as Assistant Clerk; Lloyd E. Fogg as Sergeant-at-Arms, and Harry J. A. Robinson, Sherman L. Greer, Mabel L. Richardson, Bertha E. Boutwell and Ernest C. Pillsbury as Doorkeepers.

Mr. Battles of Kingston offered the following resolution:

Resolved, That the rules of the House of Representatives adopted by the Session of 1955 be adopted by the present session.

Mr. Walker of Concord offered the following amendment: Amend the Rules of the House, Sec. 35, first paragraph, by inserting after the word "Banks" in the fourth line, the word, Claims; so that said paragraph as amended shall read as follows:

35. The following standing policy committees, to consist

of twenty-one members each, shall be appointed at the commencement of any session: Committees on Agriculture, Appropriations, Aviation, Banks, Claims, Education, Executive Departments and Administration, Fish and Game, Insurance, Judiciary, Labor, Liquor Laws, Military and Veterans' Affairs, Municipal and County Government, Resources, Recreation and Development, Public Health, Public Works, Public Welfare and State Institutions, Transportation and Ways and Means.

and further amend the Rules of the House, Section 35, by inserting between the sixth paragraph (duties of the Committee on Banks) and the seventh paragraph (duties of the Committee on Education) a new paragraph as follows:

It shall be the duty of the Committee on Claims to consider and report on all claims against the state, whether chargeable against Special Fund or the General Fund, if the amount of the claim is one thousand dollars ($1,000) or less, and to consider and report on such other matters as may be referred to it,

and further amend the Rules of the House, Section 35, the fourth paragraph (duty of Committee on Appropriations) by inserting after the words, claims against the state, the words; in excess of one thousand dollars ($1,000), and further amend said fourth paragraph by adding at the end thereof the following new sentence. Prior to its report to the House the Committee on Appropriations may refer the budgets of certain self-sustaining state agencies to appropriate committees for study and recommendation; so that said fourth paragraph shall read as follows:

It shall be the duty of the Committee on Appropriations to examine and take into consideration the state of the treasury; to consider the budget, all measures carrying appropriations of state money, claims against the state in excess of one thousand dollars ($1,000), every subject concerning the financial interests of the state, and such other matters as may be referred to it. Prior to its report to the House the Committee on Appropriations may refer the budgets of certain self-sustaining state agencies to appropriate committees for study and recommendation.

Mr. Pillsbury of Manchester offered the following amendment to the amendment.

Amend the Rules of the House, Section 49 by inserting after the word, "committee," in the second line, the words, ex-

cept the committee on claims, so that said section, as amended shall read as follows:

All bills and joint resolutions appropriating state money, reported from any committee, except the Committee on Claims, shall be referred to the Committee on Appropriations for revision. If any such bills or joint resolutions have been referred jointly to the Committee on Appropriations and another standing committee, the Committee on Appropriations may report separately and no further public hearings shall be required by the Committee on Appropriations.

Question being on the amendment to the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the amendment.

Mr. Willey of Campton moved that the resolution with amendments pending be made a Special Order of business Tuesday, January 8 at 11:01 o'clock.

The question being on the motion.

(Discussion ensued)

Messrs. Pickett of Keene and Pillsbury of Manchester spoke against the motion.

Mr. Willey of Campton withdrew his motion for a Special Order.

The question being on the amendment to the amendments.

On a *viva voce* vote the amendment to the amendments was adopted.

The question being on the amendment as amended.

On a *viva voce* vote the amendments as amended were adopted.

The question being on the resolution offered by the member from Kingston, Mr. Battles as amended.

On a *viva voce* vote the resolution as amended was adopted.

Mr. Tilton of Laconia offered the following concurrent resolution:

Resolved, That the Joint Rules of the Senate and House of Representatives adopted by the Session of 1955 be adopted by the present session.

The question being on the resolution.

Mr. Tiffany of Concord offered the following amendment:

Amend the Joint Rules of the Senate and House by adding after section 12, a new section 13, as follows:

13. *Effective Date of Bills.* No law shall take effect until the passage of sixty calendar days after its enactment, except laws declared to be emergency laws, or laws solely appropriating money for ordinary or capital expenses of state departments or institutions. An Act declared to be an emergency law shall be so declared by a resolution setting forth a statement that such law is necessary for the immediate promotion of the public peace, health, safety, or convenience. Said resolution shall be adopted separately in each house. This rule shall not be construed as applying to private acts or resolutions where a vote of both branches is required for adoption. Any law may become effective on a specific date beyond the sixty calendar days herein provided by so providing specifically therein.

The question being on the amendment.

(Discussion ensued)

Mr. Tiffany of Concord spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being on the resolution as amended.

On a *viva voce* vote the resolution as amended was adopted.

On motion of Mr. Nickerson of East Kingston:

Resolved, That the Speaker be authorized to appoint a committee of three to procure and assign suitable hearing rooms for various committees of the House.

The Speaker appointed as members of such committee Messrs. Nickerson of East Kingston, Bigelow of Warner and Sheridan of Berlin.

On motion of Mr. Hambleton of Goffstown:

Resolved, That the Speaker appoint a committee of three to assign seats to the members.

The Speaker appointed Mr. Hambleton of Goffstown, Mr. Deans of Milford and Mr. Martel of Manchester, Ward 3, as members of such committee.

On motion of Mr. Nelson of Rochester:

Resolved, That a committee of ten members, one from each

county, be appointed by the Speaker to select some suitable person to act as Chaplain during the present session of the Legislature and report such selection to the House for consideration.

The Speaker appointed as members of such committee Messrs. Nelson of Rochester, Sawyer of Woodstock, Alls of Colebrook, Mrs. Frizzell of Charlestown, Messrs. Bennett of Keene, Ecker of Manchester, Mrs. Nutter of Epsom, Mr. Roberts of Conway, Miss Spollett of Hampstead and Mr. Simoneau of Laconia.

On motion of Mr. Bell of Plymouth:

Resolved, That a committee of three be appointed by the Speaker to assist the Clerk in providing as soon as possible 1,000 paper bound copies and 500 cloth bound copies of the Legislative Manual in substantially the same form and binding as that of 1955.

The Speaker appointed Mr. Bell of Plymouth, Mrs. Tolman of Nelson and Mrs. St. Pierre of Rochester as members of such committee.

On motion of Mr. Rowell of Newport:

Resolved, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in Joint Convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the Constitution and for the election of a Secretary of State and State Treasurer at two o'clock this afternoon.

On motion of Mr. Dana of Laconia:

Resolved, That the Speaker of the House be authorized to appoint one custodian of mails and supplies; one warden of the coat room; one assistant warden of the coat room, one library messenger, one telephone messenger, five pages and one page to the Speaker.

On motion of Mr. Kearns of Manchester:

Resolved, That the Clerk with the approval of the Speaker, may employ such stenographic and other clerical assistance as they may deem necessary, to be as follows: Speaker's stenrapher, two stenographers for the use of the House; one stenographer for the use of the Clerks, one mileage clerk; and a Clerk's messenger.

On motion of Mr. Walker of Concord:

Resolved, That the Chairman of the Committee on Appropriations be authorized to employ the services of a stenographer and a messenger.

On motion of Mr. Green of Manchester:

Resolved, That the Chairman of the Committee on Judiciary be authorized to employ the services of a stenographer and a messenger.

On motion of Miss Loizeaux of Plymouth:

Resolved, That the Sergeant-at-Arms of the House be instructed to procure and furnish to each member of the House, and officers thereof, during the days when the House is in session, two daily newspapers published in the State, each member and officer to choose the paper he desires to have and indicate the same to the Sergeant-at-Arms forthwith.

The Speaker read the following notice:

County Conventions

RSA 24:1 — 24:2 — 24:3

The county convention shall consist of representatives of the towns of the county, and one member from each town which shall not then have a representative. They shall meet on the second Wednesday of each biennial session of the General Court, or some day in the same week, choose a chairman, clerk, and an executive committee. The chairman and the clerk of the convention shall be members of the executive committee, *ex officio.*

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Willey of Campton, House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus. To the Committee on Military and Veterans' Affairs.

By Mrs. Dondero of Portsmouth, House Bill No. 2, An Act relative to the salary of the special justice of Portsmouth municipal court. To the special committee composed of the Delegation from the City of Portsmouth.

By Mr. Maxham of Concord, Ward 7, House Bill No. 3, An Act relative to posting notices for caucuses. To the Committee on Executive Departments and Administration.

By Mr. Rowell of Newport, House Bill No. 4, An Act relative to preparation of a checklist for elections in the Newport School District. To the Committee on Judiciary.

By Mr. Crosby of Hillsborough, House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough School District. To the Committee on Education.

By Mr. Cheney of Concord, Ward 4, House Bill No. 6, An Act relative to borrowing by credit unions. To the Committee on Banks.

By Mr. Tiffany of Concord, House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner. To the Committee on Banks.

By Mr. Willey of Campton, House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security. To the Committee on Labor.

By Mr. Spofford of Jaffrey, House Bill No. 9, An Act for the recognition of the Altar of the Nation at Rindge as a national shrine. To the Committee on Judiciary.

By Mr. Nelson of Hopkinton, House Bill No. 10, An Act relative to Contoocook Fire Precinct. To the Committee on Municipal and County Government.

By Mr. King of Manchester, Ward 10, House Bill No. 11, An Act repealing the provisions for a finance commission in the city of Manchester. To the special committee consisting of the Delegation from the City of Manchester.

By Mr. Plumer of Bristol, House Bill No. 12, An Act dividing the state into two sections for the taking of wild deer. To the Committee on Fish and Game.

By Mr. Lafford of Concord, Ward 1, House Bill No. 13, An Act providing for refund of fees paid for operator's license under motor vehicle laws in case of death or incapacity of holder of license. To the Committee on Transportation.

On motion of Mr. Shattuck of Danville:

Resolved, That the Clerk be and hereby is authorized to procure 5 sets of the Revised Statutes Annotated with Supplements to be distributed as follows: 1 set for the Judiciary Committee, 1 set for the Appropriations Committee; 1 set for the Speaker, 1 set for the House Stenographers, and 1 set for the Clerk's desk.

The Speaker declared a recess.

(After Recess)

Message from the Senate

A message sent down from the Honorable Senate, by its Clerk, announced that the Senate had adopted the following resolutions:

Resolved, That the House of Representatives be informed that the Senate having assembled, has organized by the choice of Eralsey C. Ferguson as President, Benjamin F. Greer as Clerk and Nathan A. Tirrell as Sergeant-at-Arms, is now ready to proceed with the following business of the session:

Resolved, That the House of Representatives be informed that the Senate will be ready to meet the House in Joint Convention for the purpose of canvassing the votes for Governor and Councilors agreeable to the provisions in the Constitution at 2:00 o'clock this afternoon, and for the election of a Secretary of State and State Treasurer.

Joint Convention

The Honorable Senate then came in and the two branches being in convention, on motion of Mrs. Brungot of Berlin:

Resolved, That the Honorable Deputy Secretary of State be requested to lay before the convention the returns of the votes for Governor and Councilors cast in the last election.

The Honorable Deputy Secretary of State then appeared and laid before the convention the returns of the votes for Governor and Councilors.

On motion of Mr. Davis of Conway:

Resolved, That the votes for Governor and Councilors be referred to a committee consisting of one on the part of the Senate and two on the part of the House to compare and count the same and report thereon.

The Chairman appointed as members of such committee, Senator O'Brien of District No. 2 and Messrs. Davis of Conway and Fortin of Greenville.

Report of Committee

Senator O'Brien, for the Joint Committee, to whom was referred the return of the votes cast for Governor and Councilors at the last biennial election, reported that it had examined, compared and counted the same, with the following result:

For Governor

	Dwinell	Shaw
Rockingham	22,710	13877
Strafford	13,015	11,633
Belknap	8,248	4,542
Carroll	6,632	1,946
Merrimack	18,298	11,614
Hillsborough	31,273	47,707
Cheshire	10,637	6,928
Sullivan	7,472	4,907
Grafton	13,637	6,923
Coos	9,656	7,040
Totals	141,578	117,117

Lane Dwinell having a plurality of all votes, was elected Governor.

For Councilors

FIRST DISTRICT

Charles H. Whittier, r, Bethlehem	30,439	

SECOND DISTRICT

Renfrew A. Thomson, Exeter, r	32,850	
Harold E. Wentworth, Durham, d	19,855	
Plurality for Thomson		12,995

THIRD DISTRICT

Roger Brassard, Manchester, d	28,584	
George A. Lang, Manchester, r	19,459	
Plurality for Brassard		9,125

FOURTH DISTRICT

Frederic H. Fletcher, Milford, r	30,487	
Claude E. Nichols, Nashua, d	23,762	
Plurality for Fletcher		6,725

FIFTH DISTRICT

John P. H. Chandler, Jr., Warner, r	33,661	
Eugene S. Daniell, Jr., Franklin, d	15,389	
Plurality for Chandler		18,272

The report was accepted.

On motion of Mr. Parmenter of Londonderry:

Resolved, That a committee of five be appointed by the Chair to wait upon the Honorable Lane Dwinell and inform him officially of his election as Governor of the State of New Hampshire, and that the Senate and House of Representatives are ready to receive any communication from His Excellency at such time as he may desire.

The Chair appointed as members of such committee: Senators Bennett of District 5 and Humphreys of District 24, and members Whipple of Lebanon, Parmenter of Londonderry and Craig of Manchester.

On motion of Mr. Wiggin of Bedford:

Resolved, That a committee of three be appointed by the Chair to wait upon the Councilors: Charles H. Whittier, Renfrew A. Thomson, Roger Brassard, Frederic H. Fletcher, John P. H. Chandler and inform them officially of their election to the Honorable Council.

The Chair appointed as members of such committee: Senator Horner of District 3 and members Wiggin of Bedford and Mrs. Dondero of Portsmouth.

On motion of Mr. Rathbone of Exeter:

Resolved, That the Convention proceed with the election of a Secretary of State.

Mr. Pillsbury of Manchester placed in nomination Mr. Harry E. Jackson as Secretary of State.

Miss Spollett of Hampstead seconded the nomination.

Mr. Craig of Manchester moved that the nominations for Secretary of State be closed and that the Clerk be instructed to cast one ballot for Harry E. Jackson, Secretary of State.

On a *viva voce* vote the motion prevailed.

The Chairman declared Mr. Harry E. Jackson elected as Secretary of State.

On motion of Mr. Pickett of Keene:

Resolved, That the Convention proceed with the election of a Treasurer.

Mr. Bigelow of Warner placed in nomination Mr. Alfred S. Cloues as Treasurer.

Mr. Rowell of Newport seconded the nomination.

Mr. Craig of Manchester moved that the nominations for Treasurer be closed and that the Clerk be instructed to cast one ballot for Mr. Alfred Cloues for Treasurer.

On a *viva voce* vote the motion prevailed.

The Chairman declared Mr. Alfred S. Cloues elected as State Treasurer.

On motion of Senator Caron of District No. 17 the Convention rose.

House

Mr. Willey of Campton moved that the order whereby House Bill No. 1, An Act providing additional funds for the payment of the so-called Korean Bonus, was referred to the Committee on Military and Veterans' Affairs be vacated and be referred to the Committee on Appropriations.

The question being on the motion.

(Discussion ensued)

Messrs. Willey of Campton and Pickett of Keene spoke in favor of the motion.

Messrs. Bloomfield of Claremont and O'Shan of Laconia spoke against the motion.

On a *viva voce* vote the motion prevailed.

Committee Appointments

The Speaker announced the following Committee appointments:

Agriculture

Spollett of Hampstead, Chairman
Peaslee of Merrimack, Vice-Chairman

Robertson of Gilmanton
Bragdon of Amherst
Tenney of Chester
Davis of Cornish
Crane of Washington
Eaton of Mason
Morse of Hebron
Keneval of Boscawen
Pickering of Hancock
Bucklin of Bridgewater
Nickerson of Tamworth
Persson of Candia
Yardley of Roxbury
Morin of Laconia
McGee of Lincoln
Riley of Croydon
Bonenfant of Manchester
Clark of Harrisville
Desnoyer of Claremont
Hebert of Manchester

Appropriations

Walker of Concord, Chairman
Bell of Plymouth, Vice-Chairman

Atwood of Sanbornton
Rowell of Newport
Tilton of Laconia
Taylor of Whitefield
Cole of Lebanon
Ballum of Walpole
Shattuck of Danville
Parmenter of Londonderry
Clements of Rochester
McCullough of Keene
Chandler of Bartlett
Nelson of Hopkinton
Spofford of Jaffrey
Lesmerises of Manchester
Sheridan of Berlin
Smith of Manchester
St. Pierre of Rochester
Perkins of Nottingham
Belcourt of Nashua

Aviation

Henry of Concord, Chairman
Hines of Windsor, Vice-Chairman

Nettleton of Groton
Dewey of Manchester
McCarthy of Laconia
Monblo of Claremont
Swett of Sullivan
Graham of Canaan
Placey of Stewartstown
Richardson of Randolph
Pettigrew of Manchester
Ostlund of Richmond
Heath of Clarksville
Larty of Haverhill
Craig of Manchester
Thibodeau of Manchester
Marcoux of Nashua
Sweeney of Nashua
Gilmartin of Manchester
Dwyer of Manchester
Chartrain of Nashua

Banks

Geisel of Manchester, Chairman
Dutton of Peterborough, Vice-Chairman

Wiggin of Dover
Clarke of Derry
Wilman of Northfield
Leighton of Dover
Blaisdell of Portsmouth
Edwards of Antrim
Batchelder of Deerfield
Chadwick of Sutton
Lucier of Laconia
Thibault of Nashua
Haskin of Lyme
Farr of Keene
DuDevoir of Hooksett
Nolan of Manchester
Walsh of Manchester
DeLisle of Manchester
Maynard of Nashua
Champagne of Manchester
Kelly of Manchester

Education

Vaughan of Newport, Chairman
Stearns of Durham, Vice-Chairman

Sanborn of Hampton Falls
Whipple of Lebanon
Record of Nashua
Gordon of Jaffrey
Rollins of Alton
Plumer of Bristol
Brown of Keene
Mattheson of Center Harbor
Brown of Durham
LaCasse of Berlin
Berry of Barrington
Chivers of Plainfield
Webb of Dover
Eaton of Stoddard
Blair of Epping
Douville of Manchester
Nutter of Epsom
Paul of Hudson
Martel of Manchester
Ward 12

Elections

Davis of Conway
Tiffany of Concord
Stancik of Derry
King of Manchester
Sheridan of Berlin

Engrossed Bills

Mahoney of Concord
Palmer of Plaistow
Williams of Hollis
Eaton of Stoddard
Fontaine of Berlin

Executive Departments and Administration

Lamprey of Moultonborough, Chairman
Young of Pittsfield, Vice-Chairman

McMeekin of Haverhill
Haigh of Salem
Merrill of Exeter
Thompson of Winchester
Abbott of Hudson
Bates of Chichester
Eastman of Exeter
Metcalf of Tilton
Stancik of Derry
Keough of Gorham
Karagianis of Laconia
Galloway of Walpole
Loizeaux of Plymouth
Congdon of Troy
Ecker of Manchester
Christy of Manchester
Payette of Portsmouth
Eastman of Weare
Gagnon of Berlin

Fish and Game

Bisbee of Derry, Chairman
Kelley of Littleton, Vice-Chairman

Rolfe of Rochester
Cheney of Newton
Thompson of New Ipswich
Gould of Wentworth's Location
Leonard of Franklin
Merrifield of Sunapee
Brown of Newport
Tolman of Nelson
Felch of Seabrook
Anderson of Warren
Chamberlain of Holderness
Jewett of Concord
Burke of Manchester
Desjardins of Dover
Bushey of Northumberland
Barrett of Portsmouth
Murphy of Dover
Dussault of Berlin

Insurance

Crosby of Hillsborough, Chairman
Hambleton of Goffstown, Vice-Chairman

Varney of Rochester
White of Concord
Pike of Fitzwilliam
Wardwell of Portsmouth
Morrill of Albany
Ainley of Manchester
Lacaillade of Laconia
Adams of Greenfield
Jennings of Goffstown
Ayotte of Franklin
Sargent of Danbury
Duke of Hanover
Betley of Manchester
O'Connor of Manchester
Eastman of Kensington
Dionne of Nashua
Latour of Nashua
Maloomian of Somersworth

Judiciary

Green of Manchester, Chairman
Frizzell of Charlestown, Vice-Chairman

Tiffany of Concord
Wadleigh of Milford
Cooper of Nashua
Brungot of Berlin
Peever of Salem
Codding of Keene
Jones of Lebanon
Brown of Strafford
Martin of Littleton
Rathbone of Exeter
Griffin of Auburn
Warren of Lyndeboro
Dondero of Portsmouth
Beamis of Somersworth
Healy of Manchester, Ward 6
King of Manchester
Martel of Manchester, Ward 3
Pickett of Keene

Labor

Angus of Claremont, Chairman
Dana of Laconia, Vice-Chairman

Davis of Conway
Jenkins of Loudon
Varrell of Laconia
Comi of Concord
Maxfield of Rochester
Christiansen of Berlin
Thorndike of Windham
Allen of Concord
Saltmarsh of Concord
Poore of Goffstown
Collyer of Lisbon
Stevenson of Bethlehem
Bigelow of Warner
Lacasse of Rochester
Kenney of Franklin
Gallagher of Hudson
Callahan of Manchester
Ryan of Nashua
Sabluski of Nashua
Lacasse of Berlin

Liquor Laws

Murch of Portsmouth, Chairman
Townsend of Lebanon, Vice-Chairman

Nahil of Claremont
Foote of Portsmouth
Mailloux of Pelham
Labonte of Dover
Danforth of Manchester
Nickerson of Goffstown
Dame of Portsmouth
Rufo of Concord
Carr of Wolfeboro
Joyce of Portsmouth
Wilmott of Ossipee
Sheehy of Newfields
Corbett of Concord
LaBranche of Newmarket
Bergeron of Manchester
Gauthier of Manchester
Healy of Manchester, Ward 5
Sullivan of Manchester

Military and Veterans' Affairs

Bloomfield of Claremont, Chairman
Larty of Haverhill, Vice-Chairman

Wheeler of Keene
Winch of Keene
Gay of Derry
Duke of Hanover
Washburn of Alstead
Connell of Dover
Karr of Newport
Lafford of Concord
Graham of Gorham
Williams of Hollis
O'Shan of Laconia
Bradbury of Claremont
Thibeault of Pembroke
Paradis of Manchester
Soucy of Manchester, Ward 12
Ayers of Nashua
Dumais of Nashua
Cormier of Somersworth

Municipal and County Government

Eldredge of Exeter, Chairman
Deans of Milford, Vice-Chairman

Willis of Salem
Hayes of Portsmouth
Vaughn of Bow
Barnard of Concord
Pryor of Ashland
Williams of Grafton
White of Atkinson
Alls of Colebrook
Willey of Campton
Prescott of Brentwood
Roberts of Conway
Littlehale of Durham
Smith of Meredith
Baron of Allenstown
Dufour of Nashua
Brosnahan of Nashua
Jean of Nashua
Bouthillier of Nashua
Crowley of Manchester

Public Health

Sawyer of Brookfield, Chairman
Pinkham of Northwood, Vice-Chairman

Peaslee of Wakefield
Faulkner of Keene
Nerbonne of Manchester
Mason of Hill
Moulton of New Durham
Peabody of Franconia
Turner of Canterbury
Francoeur of Middleton
Ramsdell of Nashua
Porter of Lebanon
Hill of Conway
Woods of Portsmouth
Blanchette of Dover
Dugas of Nashua
Landrigan of Raymond
Bouley of Nashua
Hebert of Somersworth
Simoneau of Laconia

Public Welfare and State Institutions

Bouvier of Swanzey, Chairman

Hayward of Hanover, Vice-Chairman

Saunders of Nashua
O'Neil of Concord
Lord of Gilford
Maxham of Concord
Dunnington of Dover
Terrill of Keene
Ayer of Pittsfield
Gibson of Concord
Dawson of Milton
Bardol of Wilton
O'Shan of Laconia
Mahoney of Concord
Nelson of Rochester
Tessier of Manchester
Trombly of Nashua
Gelinas of Manchester
Cary of Manchester
Roy of Berlin
Leclerc of Manchester

Public Works

Pillsbury of Manchester, Chairman

Hunter of Hampton, Vice-Chairman

Falconer of Milford
Moore of Bradford
Smith of Hinsdale
Swett of Lancaster
Nickerson of East Kingston
Philbrick of Rye
Wiggin of Bedford
Sawyer of Woodstock
Post of Chesterfield
Carter of North Hampton
Adams of Lebanon
McAllister of Barnstead
Mullaire of Hooksett
Burke of Franklin
Clancy of Manchester
Lafond of Manchester
Russell of Portsmouth
Fortier of Berlin
D'Amante of Claremont

Resources, Recreation and Development

Broadhurst of Franklin, Chairman

Barney of Rumney, Vice-Chairman

Monahan of Hanover
Reney of Grantham
Burbank of Laconia
Potter of Milan
Lessells of Concord
Rice of Peterborough
Locke of New Boston
Gilman of Farmington
Mott of Newington
Kidder of Shelburne
Sanborn of Enfield
Oliver of Marlborough
Cornelius of Lancaster
Stinson of Stratford
Phelps of Andover
Philibert of Manchester
Nalette of Manchester
Sewall of Newmarket
Fontaine of Berlin

Rules

The Speaker

McMeekin of Haverhill
Currier of Rochester
Atwood of Sanbornton
Soucy of Manchester, Ward 1
Craig of Manchester
Kearns of Manchester

Transportation

Soucy of Manchester, Ward 1, Chairman

Street of Sharon, Vice-Chairman

Carpenter of Henniker
Bennett of Keene
Robb of Manchester
Russell of Claremont
Haggett of Belmont
Armstrong of Littleton
Cheney of Concord
Terry of Westmoreland
Lougee of Hampton
Claffin of Wolfeboro
Davis of Concord
Morrison of Dover
Russell of Berlin
Valliere of Rollinsford
Leclerc of Manchester
Fortin of Greenville
Hebert of Manchester, Ward 12
Winston of Manchester
Simms of Claremont

Ways and Means

Haley of Keene, Chairman

Miner of Meredith, Vice-Chairman

Ingham of Winchester
Weymouth of Farmington
Gay of New London
Kershaw of Swanzey
Cummings of Nashua
Hersom of Northumberland
Dunnington of Dover
Bradley of Hanover
Bunten of Dunbarton
Cilley of Concord
Thompson of Freedom
Palmer of Plaistow
Battles of Kingston
Dion of Manchester
Morris of Manchester
Casey of Manchester
Kearns of Manchester
Malley of Somersworth
Carignan of Rochester

Claims

Bigelow of Warner, Chairman
Loizeaux of Plymouth, Vice-Chairman

Kelley of Littleton	Henry of Concord
Wardwell of Portsmouth	Turner of Canterbury
Batchelder of Deerfield	Gibson of Concord
Lucier of Laconia	Sabluski of Nashua
Clafin of Wolfeboro	Christy of Manchester
Haskin of Lyme	Kelly of Manchester
Chadwick of Sutton	McGee of Lincoln
Street of Sharon	Nolan of Manchester
Morrill of Exeter	Malley of Somersworth

Qualified

The following named members, having qualified before his Excellency, Governor Lane Dwinell, appeared during the session and took their seats as members of the House: Messrs. Denis F. Casey, Alfred A. Bergeron, John J. Kearns, George E. LaFond and Roger L. Philibert and Joseph Ecker of Manchester and George W. Angus of Claremont.

On motion of Mrs. Palmer of Plaistow business in order at 3:00 o'clock was made in order at the present time.

On motion of Mrs. Hayes of Portsmouth at 2:48 o'clock the House adjourned.

THURSDAY, JANUARY 3, 1957

The House met at 11:00 o'clock.

Prayer was offered by Dr. Michael M. Szenes, Rabbi of Concord.

Almighty God, our Heavenly Father, Thy wisdom and Thy loving care are revealed in the beauty and harmony of nature, in the mountains and hills, rivers, lakes and streams, in the fertile fields and productive cities and towns of our great State. They are also manifest in the lives of men and women who dedicate themselves to the service of the common good.

To Thee we pray, as the chosen leaders and servants of our State assemble to assume the task of leading our State on the path of righteousness. Bless them, and all of us, with the light of Thy presence. Fashion Thou our hearts, and bend our will to Thine, so that we never cease in our striving to keep our State and nation righteous and just. May we remain united in purpose, respecting each other's rights, consecrated to the cause of liberty, equality and justice for all.

Fervently we invoke Thy blessing upon those whom we elected to be our leaders in this noble striving. Give them, O Lord, wisdom, understanding and strength adequate to the great task. May they continue to cherish our sacred traditions of the freedom and independence of the individual, and his inalianable right to develop his creative abilities as a free agent created in Thine own image. Yet, may we never forget that we are our brothers' keepers, duty bound to extend a helping hand to those in need, obligated to teach the ignorant, protect the defenceless, cure the sick, and free those who are prevented by physical, mental, emotional or social handicaps from the full exercise of their creative powers.

O God, Father of all men, do Thou bind us ever more closely into a living brotherhood, so that our State may become an influence for good in the life of each of her citizens and throughout the nation and the world, hastening the day when life, liberty and the pursuit of happiness will be granted to all Thy children everywhere, and the great hope of Thy prophet will be fulfilled:

"The work of righteousness shall be peace,
and the effect of righteousness quietness and confidence forever "

Leaves of Absence

Mrs. Nutter of Epsom was granted an indefinite leave of absence on account of illness.

Mr. Pillsbury of Manchester was granted leave of absence for the day on account of important business.

On motion of Mrs. Ayer of Pittsfield:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in Joint Convention at 11:50 o'clock for the purpose of receiving His Excellency, the Governor, and any communication he may

be pleased to make, and for the transaction of such other business as may properly come before such convention.

Report of Special Committee

Mr. Nelson of Rochester, for the Special Committee to select a Chaplain reported that they had procured the services of Reverend Telfer Mook, pastor of the First Congregational Church of Concord as Chaplain for the 1957-1958 session.

The report was accepted.

On a *viva voce* vote the report was adopted.

The following communication was read by the Speaker:

Communication

THE HONORABLE W. D. SCAMMAN
Speaker of the House of Representatives
State House
Concord, N. H.

DEAR MR. SPEAKER:

A recount of the ballots cast in Ward 1, Portsmouth, on November 6, 1956, was conducted by this office November 26, 1956. The clerk's return showed the following persons as having been elected as Representatives to the General Court: Mary C. Dondero, Andrew J. Barrett, Lise L. Payette, Harry A. Wood and Ann Sadler.

The recount as conducted by this office disclosed a tie for the fifth position and we submit for your information the count as determined by this office: Mary C. Dondero — 1449, Andrew J. Barrett — 1237, Lise L. Payette — 1095, Harry A. Wood — 1084, Ann Sadler — 1065 and Phebe R. Morgan — 1065.

Very truly yours,

HARRY E. JACKSON,
Secretary of State.

The Speaker referred the communication to the Committee on Elections.

Speaker's Ruling

Chair rules that fifth place for Representative from Portsmouth shall remain vacant until report from Committee on Elections is received.

A message sent down from the Honorable Senate, by its

Clerk, announced that the Senate had voted to adopt the following resolution:

Resolved, That the Senate be ready to meet the House of Representatives in joint convention as suggested by the House message, at 11:50 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make, and for the transaction of any other business that may properly come before such convention.

The Speaker declared a recess.

(Recess)

(After recess)

Joint Convention

The Honorable Senate then came in and the two branches being in convention, Senator Bennett of District No. 5 offered the following report:

The Joint Committee appointed to wait upon Honorable Lane Dwinell and inform him officially of his election as Governor of the State of New Hampshire reports that it has attended to its duty; that the Governor-elect has accepted said office and will meet the Senate and House of Representatives in convention at the earliest convenient time to take the oath of office and make such communication as he deems proper.

The report was accepted.

Senator Horner of District No. 3 offered the following report:

The Joint Committee appointed to wait upon Charles H. Whittier, Renfrew A. Thomson, Roger Brassard, Frederic H. Fletcher, John P. H. Chandler, Jr., and inform them officially of their election to the Honorable Council, reports that it has attended to its duties, and that the gentlemen named have accepted the office.

The report was accepted.

Invocation

Invocation was offered by the Reverend Cornelius Feisch of the First Congregational Church of Lebanon:

Our gracious Father, we ask that Thy blessing may rest upon those who are to witness these ceremonies today. Help all of us to understand that this is our way of indicating our participation in our government in a very real way.

As the Governor "Makes his Covenant" with and before the people, we pray that Thy help may be his support, and that he may have Thy strength all the way.

Help us to realize that he who takes the credit for every good must also accept the risks of being blamed for the mistakes of government. All of us have taken the risks that devolve upon us. Grant that we may know that loyalty does not stop in the actions of this hour.

If we are tempted to grow cynical and to think contemptuously of people, or of our leaders, even though they may be of contrary judgment, grant, we pray, that we must not become weary or irritated when the results seem shallow and when selfish people forget. Help us to cling to our changeless love, and we pray especially that Governor Dwinell may have the courage to keep patriotism from cheap sentimentalism and give him the strength to lift it upon the high level of human concern of our State.

We pray for our President, Dwight D. Eisenhower, and ask that our American concern for oneness may rest on our faith in Thee, through Jesus Christ our Lord. Amen.

The Governor-elect, attended by the Council-elect, then came in, and the Honorable Lane Dwinell, Governor-elect, then took and subscribed to the oath of allegiance before the President of the Senate and in the presence of both branches of the Legislature, whereupon the Honorable Eralsey C. Ferguson, President of the Senate, made proclamation as follows:

Lane Dwinell having been duly elected Governor of New Hampshire, accepted the office and taken the oaths prescribed by the Constitution, I do hereby declare and proclaim His Excellency, Lane Dwinell, Governor of the State of New Hampshire, to hold office during the period prescribed by the Constitution and the Laws of the State, and I present your Excellency with a copy of the Constitution of the State as a guide in the discharge of your official duties.

The Honorable Council, Charles H. Whittier, Roger Brassard, Frederic H. Fletcher and John P. H. Chandler, Jr., then took and subscribed to the oath of allegiance before His Excellency, Governor Lane Dwinell.

His Excellency, Governor Lane Dwinell, then read the following message:

INAUGURAL ADDRESS
OF HIS EXCELLENCY LANE DWINELL
GOVERNOR OF NEW HAMPSHIRE
To the General Court

January 3, 1957

Mr. Speaker, Mr. President, Members of the General Court:

Let me take a moment here to tell you how I feel about this inaugural ceremony, and what it means to me.

I have just subscribed for a second time to the same solemn oath taken by sixty-eight New Hampshire governors, beginning with John Langdon — whose energy, loyalty and self-sacrifice helped to launch not only the first ships of our national navy, but our ship of state, itself.

No man can renew that oath for a new term in office without a deep sense of honor and trust — and an ever deeper realization of the great responsibilities which it implies.

All of us, I believe, long for new opportunities to apply the experience we gain to problems which troubled us before.

This second term as governor is just such an opportunity — and a rare one. I shall endeavor to use it.

What we say and what we do, here in these historic chambers, as the 135th New Hampshire General Court meets during 1957, will be judged by our children and our grandchildren.

We are all too aware of many voices around us declaring that our times are full of change and peril. Let me remind you that two centuries ago New Hampshire was a sparsely settled province of the English Crown, menaced by hostile savages and a great European power. We became an American state because change and peril were challenges which our ancestors knew how to meet.

One hundred years ago, the United States was drifting straight towards disaster — the tragic civil conflict which convulsed the country four years later. But New Hampshire was already preparing to do her part: twelve volunteer militia companies were soon training for the battles to come; the navy yard at Portsmouth was working on hulls which later flew the Stars and Stripes under Farragut and Porter. The New Hampshire State Insurance Department, first in the nation, was pioneering a new form of public service. Our cities were be-

ginning to assume a whole array of functions and activities now considered essential to the community.

All these were signs of the times — evidence that change is inevitable, and that danger is a stimulant to those able and willing to face it boldly.

Today, we cannot tell — any more than our forefathers could — which aspect of change and which threat to our security is most to be feared. But we do know that history respects and remembers those who accept change, rise to each occasion, and act upon their convictions. We are elected to serve our fellow citizens. We must think about what is expected of us.

Why do we have a Legislature?

Each of us knows the answer, and that answer is emphasized by a glance at our New Hampshire constitution. The founders of our State created a government which would be guided by representatives of all the people, not just those from the cities, or just from the towns, or just from a few of each. Over a period of years, all our cities and all our towns, by majority vote, choose the men and women they wish to represent them in deliberating the policies and the programs of their state government.

This is a fundamentally wise decision. It means that the needs of the whole state, not just of a section of it, can be given thoughtful review.

I have a word I would use to describe the opposite of what should be this basic New Hampshire policy. That word is localism.

Just as extreme nationalism is the greatest threat to world peace — just as extreme sectionalism can undermine the strength of America — so extreme localism can be the undoing of New Hampshire.

We are not sufficiently aware that what benefits part of New Hampshire benefits all New Hampshire. Those in the southern section of our State must realize that in that misnamed wilderness to the north lies the heart of our recreational economy; yes, and even vital elements of our industrial economy. Those in the northern section must likewise realize the contribution made to the welfare of the State by those industrial sections in the south.

What are some of the manifestations of localism?

That there should never be a cooperative school if it is to be located in some other town than our own.

That a highway by-pass is desirable for every city but the one in which we live.

That the state should not even consider an interstate highway project if it does not go through our particular area.

That state spending to promote our industry, our recreation and our agriculture is undesirable because of the possibility that some other region may benefit more than our own.

In my presentation to you this noon of the matters I hope can be considered favorably in this legislative session, I have tried to be guided by the same measure — that your objective, and mine, must be the benefit of the majority of our citizens.

In reading the inaugural addresses of many previous governors, I find much emphasis on the need for legislative dispatch. We should not forget that the previous session of the General Court cost more than $600,000.

You have made a good beginning — I congratulate you on the leaders you have chosen. From my own association with them, I have confidence in their abilities. While I would not intrude on legislative procedures, I know from personal experience in your ranks that some responsibility for the length of the session lies in the executive branch.

The real key to the length of your deliberations is found in the budget. I have already handed to your presiding officers, copies of 24 departmental budgets, which contain my final recommendations. They are available for the immediate use of your fiscal committees. My intention is to submit the complete executive budget before the end of this month.

State Finance

Consideration of the State's financial affairs will be your most important mission. Since I will discuss these problems more fully in my budget message, only a brief review is needed here.

We expect to have a general fund surplus of nearly three and a half million dollars on June 30, 1957. The major part of this surplus arises from the fact that revenues have been larger than we anticipated. But it is worth noting that actual expenditures in the last fiscal year were nearly $600,000 less than the appropriations made by the legislature.

I am happy to report that, for the third consecutive year, no department of your state government exceeded its appropriations — and there should be no deficiency bills presented to you in this session.

The surplus to which I have just referred will greatly lessen our financial problem. But some additions to our revenues may be needed if the State is to provide adequate salaries for its employees, necessary funds for its institutions, and for its obligations in the field of education, including the University of New Hampshire.

The budget which I will shortly lay before you will be a balanced budget — in that I will offer specific recommendations for raising such revenues as are needed to meet the appropriations which you are asked to make.

I shall recommend only such additional revenues as are absolutely necessary to achieve this balance, because I adhere to the statement made on this occasion two years ago, and repeated many times since — that to impose taxes productive of more revenues than are actually needed is to open the floodgates of governmental spending. This, I am confident the people of New Hampshire do not want.

A little "stinginess" can be a good thing. We know that the costs of government rise in an expanding economy. The real problem facing every lawmaker and every administrator is how to control the expansion of government, itself. The most effective way to do this is to avoid creating any excess of new revenues.

We are requiring our state departments to live within their means. Our own task is to provide adequate income for their legitimate functions, and to encourage continued good management.

Korean Bonus

Our last legislative session left some unfinished business which I know you are as anxious as I to complete. House Bill Number One will provide for all eligible New Hampshire veterans not yet compensated for their service in the Korean War.

I appreciate the cooperation shown by the leaders of our veterans' organizations and the forebearance of their members in not demanding a costly special session for this same purpose.

Education

The training of our youth is a responsibility which must be shared by all levels of government. New Hampshire is presently facing the problems of increased enrollments, the need for school buildings, and the shortage of teachers. Much has been done already, however, to alleviate these pressures. The school districts deserve credit for absorbing the major share of recent increases in school costs. Recognizing its responsibilities, the State appropriated $2,400,000 for equalization aid for this biennium to assure an equal educational opportunity for every New Hampshire boy and girl, regardless of the wealth of the district in which they live. This was the largest appropriation of its type in the history of our State.

One of the most noteworthy accomplishments of the last General Court was the initiation of a school building assistance program. Under this new program the state shares 20% of the annual principal payments on bond issues for single districts and 40% for cooperative districts.

Expenditures for current operation of the public schools are increasing at a rate of $1,500,000 annually. In addition, it is anticipated that $14,000,000 of new construction will be undertaken in the next two years. To assist in meeting these obligations, I propose that you appropriate the full amount required for the equalization aid program, and that you make a firm commitment to continue our school building aid at the present rates of reimbursement. Such a program would increase by one-third the biennial appropriation, and would be a significant step in providing a firm basis for aid to education. It would fulfill three major needs:

1. Provide more substantial allowances to needy districts.
2. Assist all districts in sharing the expenditures for school building construction.
3. Provide incentives for the formation of cooperative school districts for more efficient and economical operation.

University of New Hampshire

Ninety years ago last July the General Court established a state college which was to grow through the years and later emerge as the University of New Hampshire, an institution in which the people of New Hampshire take great pride.

The General Court has a continuing responsibility to the young people of our State through the University. Unfortunately, quality in education of necessity is largely determined by dollars and cents. The retention of qualified faculty depends on the University's ability to meet the competitive salary market. Despite the sum appropriated for salary increases two years ago, the University continues to fall behind comparable institutions throughout the country in its compensation of staff. Valuable faculty members are leaving New Hampshire and it is becoming increasingly difficult to find competent replacements.

Without additional State support, the University cannot provide our youth with an educational opportunity equal to that enjoyed by young people elsewhere in the nation, nor can it provide the research and service which we have come to expect. However, I believe the charges by the University upon the students should be increased so as to share the added costs, and that scholarships should also be increased, in number and perhaps in amount, so that those students whose financial inability is clearly demonstrated, can receive the help they deserve.

I am well aware that these views are not in accord with the popular approach to higher education. We give a free public education through high school to everyone because it is available to everyone. But in essence we say that two-thirds of our elementary and secondary school graduates must go to work, to earn money, to pay taxes, to provide a heavily subsidized higher education for the more fortunate of their fellows. It is reported that many college graduates today obtain immediate salaries exceeding those of their former teachers. We must explore every means, through loans, through repayable scholarships, through alumni contributions, to assess more of the costs of higher education on its beneficiaries, and to lessen the burden on the general public.

Flood Control

Not often does New Hampshire lag behind the national Congress and its neighbor states in providing desirable protection for its people. We have lagged, however, in the implementation of effective flood control in the valley of the Merrimack River. In this valley are located not only the State's

three largest cities, but also some of our most productive farms and factories.

Memories are short. We forget the reason for the construction of our existing flood control dams. We forget the enormous damage to homes, shops, farms and industries in the floods up and down the Merrimack watershed in 1936, and again in 1938. We forget the disaster which in 1955 hit the three New England states to the south. One like it — or worse — could hit New Hampshire another year.

May I suggest this is a perfect example of localism. The threat of floods can be reduced, but only at the cost of hardship to those living, or owning property, on the sites where the new dams would be built. These people must be, and will be, compensated for their loss. But our primary concern must be our people downstream, whose entire livelihood could be destroyed. Ninety thousand citizens in New Hampshire would be directly affected by a Merrimack flood. One hundred fifty farms, far larger in area than those in the site of the proposed flood control project would be wiped out.

While our first obligation is to our own State, we must also recognize our obligation to the New England community. These other states have already shown their interest and cooperation by ratifying compacts for both the Connecticut and Merrimack rivers, by which they assume a major portion of the tax losses suffered by New Hampshire communities.

I strongly urge your approval of the Merrimack River Flood Control Compact, which includes authorization for the so-called Hopkinton-Everett Flood Control Project.

Mental Health

Mental illness is the most costly single human affliction, both in terms of human suffering and of dollars. More people are institutionalized in state hospitals than in all other public and private hospitals combined. Approximately one quarter of our general fund appropriations is for this purpose.

Trends within this great area of mental illness differ greatly. At our State Hospital the population had been rising for half a century by an average of 40 patients a year, reaching a total of over 2700. During the past two years, due to increasingly effective methods of treatment there has been a reversal of this long-time trend and a decline in population. This

would indicate a better hope for many more patients in the years ahead.

At the Laconia State School, however, a less happy circumstance confronts us. Not only has the population risen sharply in the past few years, but we are informed by those in authority that the character of the newer patients is changing also — that they are less educable, less subject to the possibility of later discharge. Whatever the reason, both paroles and discharges from this institution have declined in the past four years. In the light of this serious situation, I am sure that you will carefully consider the recommendations I will make for increased staff and additional facilities.

The care of those afflicted with alcoholism has been one of the more recently accepted responsibilities of state government. We are now at a time when we might very well review what our progress has been and how we should seek to direct our future efforts.

Another relatively new function of state government has been the child guidance clinics which will shortly move into new quarters. Acting under instructions from the 1955 Legislature, I will submit to you estimates of the cost of providing in-patient facilities for these clinics. What should these combined clinics be expected to do, within our somewhat limited resources?

It is quite apparent that we face increased responsibility for mental health, and I believe that we should have a well defined course of action before we appreciably expand either our physical facilities or operating expenditures. With this in mind, I have recently called together the joint Boards of Control, representing all the institutions, to advise me on these matters. They have confirmed my own belief that we need a survey by trained people in this entire field of mental health. I will ask that you provide the funds for this purpose.

State Employees

Too many New Hampshire people believe that too many state employees do nothing but draw large salaries for little work. This notion, which has become a part of our folklore, is far from the truth. The Legislature has repeatedly authorized surveys into departmental efficiency. We have had, and continue to have, austerity budgets, compelling careful use of

taxpayers' funds. We operate our state government without depending on either of the two major sources of revenues used by all but three other states. Yet our state budget is balanced. This is so, I believe, because we are reasonably economical and efficient in the management of work delegated by the Legislature.

The vast majority of our state employees do good work, but many of them are paid less than they could earn in private jobs. In some areas of state government there has been high turnover, because of relatively low salaries, and because there has been no general adjustment in four years. Because of certain advantages inherent in government service, state employees do not always need to be paid as much as those in highly competitive private enterprise. We cannot permit the margin to be too wide, however, between New Hampshire governmental pay scales and those in offices and industries nearby. Nor can we let the margin grow too wide, in certain key positions, between New Hampshire and other states. If we do, we lose our best qualified employees.

The State Personnel Commission has been preparing recommendations on how salary inequities can be met. An exhaustive review has been made of pay levels in other New England states, and in private industry.

I shall submit my recommendations for salary increases for both classified and unclassified personnel as a part of my budget message.

Personnel Survey

The 1955 Legislature instructed me to explore the possibilities of "achieving economy in personnel services." I was empowered to undertake a personnel survey; to employ staff for that purpose. If, as a result of this survey, I should believe any position was not necessary, I was given the authority to abolish it.

Your instructions were clear, and I have acted upon them. Thorough surveys into the personnel needs of every state agency have been concluded. Twenty-nine state positions have been abolished and the funds appropriated for them have been recovered. Others, as they become vacant, are being abolished. Still other positions have been reclassified downwards as vacancies occur, and a procedure has been established for con-

tinuing this process. Savings recommended by this survey can exceed a quarter of a million dollars annually.

Copies of the surveys will be transmitted to you, accompanied by my report on the progress to date.

As you can well imagine, these surveys were not made in an atmosphere of complete agreement with all concerned. Many department heads and board members have strongly opposed some of the recommendations. Some of these have since been convinced of the worth of the proposals. Others have not. With certain recommendations, I do not myself agree.

I want to stress, however, that the personnel survey has been extremely valuable. Repeated reference to proposals on specific positions has been made during all departmntal budget hearings. I have been able to deny many requests for new positions on the basis of the evidence in the reports. I have been able to press for abolition of certain existing positions on the grounds of similar evidence.

You will find the same potential strength in these reports, and I trust that, in the long consideration of the budget requests facing your committees, the members will make full use of every detail.

Employees Retirement

I believe our state employees are better off because of the action taken last year to integrate our State Retirement plan into the federal social security system. For over 90 per cent of our state workers, as well as those employees of political subdivisions who participated, this change will result in greatly increased benefits at a much lower cost. In addition, some 4500 members have so far received nearly two million dollars as a return of excess contributions. The amount paid by the State will also be smaller, and even with the increased social security charges effective on January 1, the State will currently save approximately $150,000 each year from its previous retirement cost.

The pay increase which I will recommend for state employees can be considered by you with confidence that we have reduced our costs wherever possible, both through the personnel survey and through the reduction in retirement contributions.

State Highway Program

In our small state we have 3,700 miles of state highways, and 8,500 miles of city and town roads and streets. By September of this year, we will have placed in useful operation eighty miles of toll expressways. Over the past six years, through an accelerated rehabilitation program, we have improved the road surface and increased the factor of safety on approximately one thousand miles of state highways. Another 420 miles of this system will be completely rebuilt or be under construction by June 30 next. Our exceptionally high standard of winter maintenance has achieved nationwide recognition.

While these accomplishments over the past few years are noteworthy and represent real gains in the modernization of our highways, we are aware of certain weaknesses in the program. New Hampshire, for its size and population, has an extensive mileage of state highways; it also has limited resources. In many sections of the State the modernization of our highways has not progressed at the pace we would like to see. To match federal funds and to provide new construction, maintenance of our roads was cut to a bare minimum. Many miles of roads in this category do not carry heavy traffic, therefore, they do not require rebuilding as modern highways. However, they urgently need more repairs than they are now receiving. The Highway budget for the next biennium will recognize this need and additional funds will be asked for this purpose.

In June of 1956 our national Congress passed legislation that created the greatest road building program the world has ever known. It will more than double our own highway budget for the next two years and place a tremendous burden on our Department of Public Works and Highways.

The problem of obtaining funds to carry out this program is not insurmountable. Our expressways and modern highways will bring new industry and increased numbers of recreational visitors to our State. This will produce more highway tax income. But although new construction will be largely financed by federal funds, it is doubtful that we can supply our share of state funds to match the large increase in federal money without further increase in our state revenues.

There are, of course, two ways to do this, by borrowing and by higher gasoline taxes and motor vehicle fees. While

some increase in borrowing may be warranted, I believe it would be prudent to keep the financing of our long range program on a pay-as-you-go basis. We must remember that every dollar saved in interest charges means another dollar that can be used for highway construction. We must recognize the need for financing wholly by state funds the very necessary maintenance program which I have already discussed, since such work is not eligible for federal aid.

Highway Safety

I come now to an extremely serious subject — one which troubles, and should trouble, us all. Too many people are being killed on our New Hampshire highways. Too many others are suffering painful and costly injuries, as well as severe property losses.

I cannot agree that the violent death of nearly forty thousand Americans, in motor vehicle accidents each year, is the inevitable price of what we call progress. Most of these deaths, and a majority of highway accidents, are avoidable.

We have an efficient Motor Vehicle Department, but in my judgment the hands of the Commissioner should be better upheld by legislation of your own making. He should be freer to act promptly and effectively against those who violate our traffic laws. He should have a stricter control over the granting of operators' licenses. He should have wider latitude to suspend licenses of operators convicted of speeding. He should be able to require periodic reexamination of license-holders, to see that they retain their qualifications, and be authorized to issue probationary driving licenses at his discretion.

It is time for us to get tougher. I will recommend appropriations for increased personnel in the safety division of the Motor Vehicle Department, and for an added number of State Police for traffic duty.

If necessary, I will order the use of blind radar checks, unmarked patrol cars and any other stringent measures that will discourage speeding, and driving to endanger human life.

Public Welfare

Two years ago I pointed out that one of our most acute problems was in connection with the medical welfare program. While the case loads of our Welfare Department had continued

to decline, the costs were rising sharply — reflecting an increase of approximately $700,000 annually in the budget requests for that department. In what seemed a drastic recommendation at the time, I suggested substantial reductions in appropriations.

I am happy to report that adjustments made during the last two years insure that the total budget for the Welfare Department for the next biennium will be actually less than the previous two-year period. Firm agreements have been reached with the principal suppliers of service in the medical welfare program which will extend through the next budget period.

Business Administration

Management of your state government requires constant and effective supervision, in many details which do not attract public attention. Here are some examples of what this management has accomplished during the last two years:

A complete Manual of Procedure has been issued. For the first time, there is now a single, complete printed reference for use by all state departments in setting up means of handling cash, travel, purchasing, spending.

All departmental bank deposits have been examined. Revolving funds have been substantially reduced, and some $81,000 has been transferred to the general funds. The New Hampshire Distributing Agency which handles surplus food and equipment has been re-organized, and is much more tightly operated.

Control of food use has now been expanded to include the two teachers colleges and the two technical institutes. Recoveries for board and care of persons in state institutions and other agencies have been extended and steadily increased. Institutional farms, formerly run at a substantial loss to the State, now are operated at annual profit.

Your state administration is far from perfect. Much remains to be done. Certain of our accounting procedures need to be modernized and consolidated, and this is presently being explored. The relationships between the Public Works Division and the departments, examined by a legislative committee in your last session, are steadily improving. Equipment inventories are being developed, so that certain property not needed in one location will become identified and put to use elsewhere.

Institutional and departmental land, is constantly being sought out, and disposed of, so as to return it to local tax rolls, and to bring cash into the state treasury. A total of $200,000 may be realized from this one source.

The extension of the responsibilities of the office of Business Supervisor over all state agencies, has been most useful. I believe I can speak with reasonable authority when I say that the heads of departments which have worked with the Business Supervisor have found the contacts worthwhile; disturbing at times, but still worthwhile.

Planning and Development

More than 20 years ago, the legislature acted to create the New Hampshire Planning and Development Commission — combining the functions of the original New Hampshire Board of Publicity with those of the State Planning Board.

We know that in today's world, very little succeeds without publicity or advertising, and we have always known that government without planning is futile. We have seen in recent years how essential it is to promote industrial development — at every level, including state, region and community. We have learned that even in agricultural enterprise, the modern techniques of promotion and marketing are necessary if our farm families, our poultrymen, our dairy operators, are to share the prosperity which the rest of our economy enjoys.

The Planning and Development Commission, to my mind, has been treated as a kind of stepchild for most of its official life. The fact that New Hampshire is heavily dependent upon vacation-travel business has meant little to those who were forced to decide where appropriations could be whittled down.

The fact that New Hampshire has urgently needed new industry and new job opportunities for her young people is only now beginning to be recognized effectively.

The fact that planning and zoning have demonstrated their worth to many New Hampshire communities is still largely unknown to most people — including some legislators.

It is time we took these facts into account. I will recommend a greatly increased budget for the Planning and Development Commission. This increase will especially strengthen the industrial promotion program through additional personnel, and by enabling the industrial division to reach more prospects

who can be attracted to New Hampshire as future employers of our fellow-citizens. I most earnestly urge that it be given your approval.

The increased appropriation, as proposed, will also include funds for advertising and publicity aimed at what we used to call the tourist market — the millions of Americans who nowadays spend staggering sums on longer family vacation trips each year.

In recent years, although our estimated income from this business has grown steadily, our relative share of the spending has declined — because other states are more aggressively promoting their attractions. We are being outbidden; we are slipping behind. We must return to the attack and regain the lost ground.

As to funds allocated to the planning function, I should point out that federal assistance for the community planning program is generous and continuing. We have certain areas where rapid population gains make vigorous planning measures not only desirable but essential, if the problems of community growth are to have proper solutions.

All these proposed outlays are integral parts of an effort to stimulate, guide and control the expansion of our statewide community, both economically and politically. Our ancestors laid out their towns with generous forethought; they created tree-shaded commons; they provided for later generations an ordered way of life.

In our own way, faced with far more rapid progress, we must follow their example.

This job of serving as Governor is a complicated chore. On the one hand are constant demands for holding the line against higher taxes. And virtually from the same people comes constant insistence for more and better services. When I assumed office two years ago, it was with a pledge to strive to instill more and better business methods into the conduct of our state affairs. I knew it would be a difficult effort, and time has proven that to be correct.

Over the past two years many have tried to persuade me to change in various ways and become more to their liking. One who resists the expediency of trying to please all people in all ways attracts the sneers and sarcasms of bigotry and malice. But this is all a part of being Governor. It also has been a part of the job of a Governor's wife, who has maintained her spirit

and understanding, at times in an atmosphere of undeserved censure.

I take comfort in believing that the record of my first term has proven that my conduct and policies have been beneficial for that majority of our citizens who rely upon state government to provide them with a share of the American way of life which they are, by law, and by humanitarian principles, entitled to enjoy.

Benediction was offered by the Most Reverend Bishop Matthew F. Brady of Manchester.

On motion of Senator DeLude of District No. 8 the convention rose.

House Communication

The Speaker read the following communication:

THE HONORABLE W. D. SCAMMAN
Speaker of the House of Representatives
State House
Concord, N. H.

DEAR MR. SPEAKER:

Will you please convey my appreciation to those members of the House of Representatives who were so kind as to give up their regular seats in order that special guests could have places for the Inauguration ceremony today.

Sincerely yours,

LANE DWINELL,
Governor.

On motion of Mrs. Hayward of Hanover:

Resolved, That the House of Representatives in convention assembled this third day of January, 1957, have listened with gratification to the message of Governor Lane Dwinell and hereby express to him the high esteem in which we hold him and his conduct of his office.

On motion of Mrs. Prescott of Brentwood:

Resolved, That the Clerk be instructed to have the address of Governor Lane Dwinell printed in the Journal and an additional 600 copies be printed in pamphlet form.

On motion of Mr. Bell of Plymouth:

Resolved, That when the House adjourns today it be to meet Tuesday morning, January 8, at 11:00 o'clock.

On motion of Mr. Geisel of Manchester the rules were so far suspended as to allow business in order at 3:00 o'clock be in order at the present time.

On motion of Mrs. Martin of Littleton at 12:55 o'clock the House adjourned.

TUESDAY, JANUARY 8, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

O Lord our God, we come to Thee today as this body begins a new session, to pray Thy blessing upon these men and women chosen by the people of our state. Wilt Thou grant to them clean hands, pure hearts and unfailing devotion to the cause of righteousness, and may all that they think or speak or do, be for Thy glory and the good of Thy people.

Eternal God, who didst lead our fathers to bring forth in this land a new nation, conceived in liberty; give Thy grace to us, their children, that we may be ever mindful of Thee, without whom no people can prosper or dwell secure.

Wilt Thou bestow upon us, in our day, a love of liberty like theirs; and uphold us by Thy hand, that we may not grow faint in heart nor fail in courage.

And may our *whole* trust be in Thee, the Lord and Father of us all. Amen.

Salute to the Flag

Mr. Metcalf of Tilton led the Convention in the salute to the flag.

Leaves of Absence

Mr. Crandall of Dover was granted an indefinite leave of absence on account of illness.

Mrs. Record of Nashua was granted leave of absence for the day on account of illness.

Mr. Alls of Colebrook was granted leave of absence for the day on account of important business.

Mr. Locke of New Boston was granted leave of absence for the day on account of travel conditions.

Mr. Ayers of Nashua was granted leave of absence for the day on account of death in the family.

Communications

The following communications were read by the Speaker:

January 8, 1957

HONORABLE W. DOUGLAS SCAMMAN
Speaker, House of Representatives
State of New Hampshire
Concord, N. H.

DEAR MR. SPEAKER:

In view of the fact that I have accepted the Deputy Secretary of State appointment, I hereby tender my resignation as Clerk of the 1957 House of Representatives to become effective Friday, January 11, 1957.

I would like to take this opportunity to thank the members of this House and members of previous sessions for their kindnesses and courtesies extended to me over the years.

Very sincerely yours,

ROBERT L. STARK,
Clerk.

HON. W. DOUGLAS SCAMMAN
Speaker of the House of Representatives
State House, Concord, N. H.

DEAR MR. SPEAKER:

We submit herewith Report on Erosion Study of N. H. Seacoast by the Department of Public Works and Highways.

This report was filed in the office of the Secretary of State December 31.

Very truly yours,

HARRY E. JACKSON,
Secretary of State.

The Speaker referred the above communication and the report to the Committee on Public Works.

January 3, 1957

THE HONORABLE W. DOUGLAS SCAMMAN
Speaker of the House of Representatives
State House
Concord, New Hampshire
DEAR SIR:

May I offer my sincere congratulations on your election to the Speakership of the House. I know that the position will be in capable hands.

I am also writing to clear up a few points in regard to parking privileges in the city that are usually extended to members of the General Court. We hope that by clarifying a few points, we can avoid some misunderstandings and make it possible for the members of the General Court to enjoy their stay in Concord during the 1957 sessions.

1. All duly elected members of the General Court may obtain legislative stickers to be attached to the lower right hand corner of their windshields. These stickers may be obtained from the Motor Vehicle Department. They will be honored on all vehicles that are properly parked in a metered or unmetered zone with the exception of North Main Street and in the twenty minutes zone in front of the Post Office.

They will be honored on all days when the Legislature is in session. Also, if a member is tagged on a day when the Court is not in session, the member may take his ticket to the Police Station and if he can show that he or she was on legislative or committee business, the officer in charge will excuse the offense.

2. Unfortunately, we can not authorize the issuing of legislative immunity to attaches, stenographers, clerks, reporters, photographers, etc., that are not elected members of the Court. It seems there was some misuse or issuing of legislative stickers to such persons during the 1955 session which caused us quite a bit of embarrassment.

However, we realize that there may be a few persons who are vital to the smooth operation of the General Court and it would be extremely difficult for them to perform their duties if they were subject to over-time parking regulations.

Therefore, we are keeping a few legislative stickers at the Police Station so that you may write us a letter setting forth

the reasons why such a person should have a sticker even though they are not actually a member of the Court. We will be glad to consider the case on its merits.

I sincerely hope that this arrangement will be satisfactory to all of us. If not, please feel free to call me at any time for a conference.

Respectfully yours,

WALTER H. CARLSON,
Chief of Police.

Corrections in Committee Assignments

Mr. Peaslee of Merrimack, Vice-Chairman of Agriculture.
Mrs. Currier of Rochester should be No. 5 on Judiciary.
Mr. Rix of Dummer should be No. 15 on Fish and Game.

Appointments to Committees

The Speaker announced the following committee assignments:

Interstate Cooperation

Speaker, Spollett of Hampstead; Haley of Keene; Tiffany of Concord; Craig of Manchester.

Journal

Speaker, Miner of Meredith; Young of Pittsfield.

Mileage

Crandall of Dover, McAllister of Barnstead, Clark of Derry, Smith of Manchester, Maloomian of Somersworth.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mrs. Ayer of Pittsfield, House Bill No. 14, An Act legalizing the biennial election of 1956 in the town of Pittsfield. To the Committee on Municipal and County Government.

By Mr. Tiffany of Concord, House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes. To the Committee on Judiciary.

By Mr. Brosnahan of Nashua, House Bill No. 16, An Act relative to non-resident hairdressers and hairdresser demonstrators. To the Committee on Public Health.

By Mr. Lessels of Concord, Ward 5, House Bill No. 17, An Act relative to boiler inspection. To the Committee on Labor.

By Mr. Metcalf of Tilton, House Bill No. 18, An Act relative to disposition of fines paid into municipal court for motor vehicle law violations where arrest made by local officers. To the Committee on Executive Departments and Administration.

By Mr. Geisel of Manchester, House Bill No. 19, An Act relative to penalty for robbery. To the Committee on Judiciary.

By Mr. Geisel of Manchester, House Bill No. 20, An Act relative to kidnaping a minor. To the Committee on Judiciary.

By Mr. Rathbone of Exeter, House Bill No. 21, An Act relative to overtaking and passing school bus. To the Committee on Transportation.

By Mr. Lessels of Concord, Ward 5, House Bill No. 22, An Act to promote forest conservation. To the Committee on Resources, Recreation and Development.

By Mr. Crane of Washington, House Bill No. 23, An Act legalizing the biennial election, 1956, in the town of Washington. To the Committee on Municipal and County Government.

By Mr. Danforth of Manchester, House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes. To the Committee on Ways and Means.

By Mr. Peever of Salem, House Bill No. 25, An Act relative to initial motor vehicle number plates. To the Committee on Transportation.

By Mr. White of Concord, House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, switch knives, etc. To the Committee on Executive Departments and Administration.

By Mrs. Mahoney of Concord, House Bill No. 27, An Act relating to false procurement of narcotics. To the Committee on Public Health.

By Mr. Burbank of Laconia, House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways. To the Committee on Transportation.

Qualified

The following named members having qualified before his Excellency the Governor, then appeared during the session and took their seats as members of the House.

Rita Collyer of Lisbon, Robert Thorndike of Windham.

Resolutions

Mr. Casey of Manchester offered the following resolution:

Whereas, we have learned of the death of Mrs. William Clancy, mother of Representative Edward D. Clancy of Ward 6, Manchester, therefore be it

Resolved, That we, the members of the House of Representatives extend our sympathy to our fellow member in his bereavement, and be it further

Resolved, That the Clerk of the House transmit to Representative Clancy a copy of these resolutions.

On a *viva voce* vote the resolution unanimously was adopted.

Mr. Metcalf of Tilton offered the following resolution:

Resolved, That immediately following the prayer at the opening session each week, the Speaker or such person as he may name will lead the assembly in repeating the pledge of allegiance to the flag.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Bell of Plymouth the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time.

On motion of Mr. Spofford of Jaffrey at 11:30 o'clock the House adjourned.

WEDNESDAY, JANUARY 9, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

O God, our Heavenly Father, wilt Thou save this sacred moment of quiet from being merely a gesture to custom or convention. Before we take up the duties of the day, may we turn our thoughts to Thee and open our hearts to Thy spirit.

And when this prayer is finished, may we not think that our dependence upon Thee is over, and spend the rest of the day in forgetfulness of Thee. May this moment be a real experience for each one of us in this place, as we call upon Thee for guidance and for help. And from this moment of quietness, let light go forth, and joy and power that will remain with us all the hours of the day.

We pray for Thy help in our thinking and for Thy love in our hearts.

Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mr. Landrigan of Raymond led the Convention in the salute to the flag.

Leaves of Absence

Messrs. Pike of Fitzwilliam and Wilman of Northfield were granted leaves of absence on account of illness.

Messrs. Malley of Somersworth and Saunders of Nashua were granted leaves of absence on account of important business.

Introduction of Guest

The Speaker introduced former Senator Irene Landers Hart of Keene as guest of Miss Loizeaux of Plymouth.

Corrections in Committee Assignments

Kirke W. Wheeler of Keene from Military and Veterans' Affairs to Municipal and County Government.

Philip Willey of Campton from Municipal and County Government to Military and Veterans' Affairs.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. McMeekin of Haverhill, House Bill No. 29, An Act defining the term "governor and council." To the Committee on Judiciary.

By Mr. Craig of Manchester, House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court. To the Special Committee composed of the Delegation from the City of Manchester.

By Mr. Armstrong of Littleton, House Bill No. 31, An Act relative to re-examination of holders of licenses to operate motor vehicles. To the Committee on Transportation.

By Mr. Keough of Gorham, House Bill No. 32, An Act relating to operation of motor vehicles registered in Canadian provinces on the highways of this state. To the Committee on Judiciary.

By Mr. Keough of Gorham, House Bill No. 33, An Act relating to motor vehicle violations. To the Committee on Executive Departments and Administration.

By Mr. Keough of Gorham, House Bill No. 34, An Act relating to voiding of certain real estate mortgages. To the Committee on Judiciary.

By Miss Loizeaux of Plymouth, House Bill No. 35, An Act relative to the construction of a residence hall at Plymouth teachers' college, and liquidation of bonds therefor. To the Committee on Education.

By Mr. Sanborn of Hampton Falls, House Bill No. 36, An Act relating to payment of tuition by certain school districts. To the Committee on Education.

Concurrent Resolution

Mr. Bradley of Hanover offered the following concurrent resolution:

Whereas, January 18th is the one hundred and seventy-fifth anniversary of the birth of Daniel Webster, therefore be it

Resolved, That the Speaker appoint a committee consisting of three members from the House of Representatives to meet with a committee of two members to be appointed by the President of the Senate for the purpose of preparing a brief ceremony in commemoration of the birthday of this great man.

On a *viva voce* vote the concurrent resolution was adopted.

The Speaker appointed as members of such committee on the part of the House, Messrs. Broadhurst of Franklin, Monahan of Hanover and Craig of Manchester.

Mr. Eaton of Stoddard offered the following concurrent resolution:

Concurrent resolution protesting the atrocities of Soviet Russia against the Hungarian people.

Whereas, the people of the State of New Hampshire are well aware of the tremendous struggle put forth by the courageous and freedom loving citizens of Hungary against the communistic tyranny and aggression of Soviet Russia and

Whereas, they look with horror and revulsion upon the blood-letting and massacre of Hungarians and inasmuch as frustration for the most part marks our inability to help these liberty loving people, therefore be it

Resolved, by the House of Representatives, the Senate concurring, That we, the members of the New Hampshire General Court do hereby protest the atrocities inflicted upon the Hungarians by the Communist Government of Soviet Russia and offer moral condemnation of such inhuman acts, and be it further

Resolved, That the Secretary of State be instructed to transmit a copy of this resolution to each member of our Congressional Delegation in Washington.

The Speaker referred the concurrent resolution to the Committee on Judiciary.

Mr. Pillsbury of Manchester offered the following resolution:

Whereas, the Army Corps of Engineers has distinguished itself in the past biennium in service to the New England States and

Whereas, Major General Robert J. Fleming, Division Engineer of the Corps, has proven his friendship for New Hampshire in the discharge of his duties and responsibilities in serving his government, therefore be it

Resolved, That General Fleming be invited to address the House of Representatives at a regular session during the month of January, and be it further

Resolved, That His Excellency the Governor, the Honorable Council and the Honorable Senate be invited to join with us on this occasion, and be it further

Resolved, That the Speaker of the House of Representatives extend this invitation and the Clerk of the House transmit a copy of these resolutions to General Fleming.

On a *viva voce* vote the resolution was adopted.

Committee Changes

Mr. Hebert of Manchester from the Committee on Agriculture to the Committee on Military and Veterans' Affairs.

Mr. Woodbury of Suncook to the Committee on Insurance.

Mr. Hurley of Manchester to the Committee on Liquor Laws.

Mr. Battles of Kingston to the Committee on Claims.

Attaches Appointed

The Speaker announced the following appointments of attaches, each appointment being conditional upon the agreement of the appointee not to charge in excess of 50 miles travel in case his actual mileage should exceed such limit.

Speaker's Page, Alvin E. Foss of East Kingston.

Custodian of the Mails, Fred Abbott of Concord.

Division Pages, James Martin of Concord, Furber Jewett of Wolfeboro, George J. Heon of Derry, Elmer H. Downs of Conway and Herbert Willard of Temple.

Coatroom Warden, Edward Silva of Concord.

Coatroom Assistant Warden, Mellen B. Benson of Conway.

Telephone Messenger, Edith B. Gardner of Gilford.

Clerk's Messenger, Oney Russell of Claremont.

Library Messenger, Forrest Bucklin of Laconia.

Speaker's Stenographer, Helene H. Wester of Concord.

Stenographer for Judiciary Committee, Helen Y. Andrews of Tilton.

Stenographer for Appropriations Committee, Eleanor C. Brown of Charlestown.

Stenographer for Clerks, Margaret L. Ford of Concord.

Mileage Clerk, Alice B. Pinkham of Northwood.

House Stenographers, Alice V. Flanders of Henniker and Marion C. Colby of Concord.

Messenger for Appropriation Committee, William Palfrey of Portsmouth.

Messenger for Judiciary Committee, Carl S. Adams of Lebanon.

On motion of Mr. Pickett of Keene the rules were so suspended as to allow business in order at 3:00 o'clock to be in order at the present time.

On motion of Mr. Comi of Concord at 11:24 o'clock the House adjourned.

THURSDAY, JANUARY 10, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Hear us, our Father, as we pray for a freshness of spirit to renew our faith and to quicken our thinking. As representatives of the people of this state, we pray that we may be conscious of *their* deepest needs. If we have grown to resist changes, because we are accustomed to things as they are, we pray that Thou wilt show us the things that must be changed.

We pray for *courage* — courage to do and say what we believe is right, whether or not it is the popular thing.

We pray for *sensitivity* — sensitivity to the needs, the feelings and the thoughts of others.

We pray for *hope* — hope for the peace of the world and the brotherhood of man.

We pray in the name of Him who loves us all. Amen.

Salute to the Flag

Mrs. Cooper of Nashua led the Convention in the salute to the flag.

Leaves of Absence

Messrs. Peever of Salem, Matheson of Center Harbor and Malley of Somersworth were granted leaves of absence for the day on account of important business.

Mr. Blair of Epping was granted leave of absence for the day on account of illness.

Mr. Sanborn of Hampton Falls was granted leave of absence for the day on account of attending a funeral.

Corrections in Committee Assignments

Mr. Williams of Hollis from Military and Veterans' Affairs to Public Health.

Mr. Landrigan of Raymond from Public Health to Military and Veterans' Affairs.

Mr. Monblo of Claremont from Aviation to Transportation.

Mr. Russell of Claremont from Transportation to Aviation.

Miss Collyer of Lisbon from Labor to Education.

Mr. LaCasse of Berlin from Education to Labor.

Mr. Burke of Manchester to Insurance.

Mr. Sargent of Danbury to Fish and Game.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Kelley of Littleton, House Bill No. 37, An Act relative to the time for presentation of transfer cards to supervisors of the check-list. To the Committee on Executive Departments and Administration.

By Mr. Craig of Manchester, House Bill No. 38, An Act increasing fee for witnesses. To the Committee on Executive Departments and Administration.

By Mr. Soucy of Manchester, House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses. To the Committee on Transportation.

By Mr. Davis of Cornish, House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish. To the Committee on Municipal and County Government.

By Mr. Pryor of Ashland and Mr. Chamberlain of Holderness, House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in the towns of Ashland and Holderness. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules of the House were suspended to dispense with the printing of House Bills Nos. 40 and 41.

Introduction of Bills

By Mr. Plumer of Bristol, House Bill No. 42, An Act relative to voting in school district meetings. To the Committee on Education.

By Mr. Wadleigh of Milford, House Bill No. 43, An Act to provide for absentee voting at primaries. To the Committee on Judiciary.

By Mr. Green of Manchester, House Bill No. 44, An Act providing for exemptions and credit on the taxation of incomes. To the Committee on Ways and Means.

By Mr. Pryor of Ashland, House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings. To the Committee on Judiciary.

By Mr. Foote of Portsmouth, House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mr. Carpenter of Henniker, House Bill No. 47, An Act relating to clearance of bridges. To the Committee on Transportation.

By Mr. Bigelow of Warner, Mrs. Mahoney of Concord, Messrs. Pillsbury of Manchester, Craig of Manchester, Mrs. Cooper of Nashua, Mr. Belcourt of Nashua, House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack River. To the Committee on Resources, Recreation and Development.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules of the House were suspended to dispense with the printing of the following:

House Bill No. 14, An act legalizing the biennial election of 1956 in the town of Pittsfield.

House Bill No. 23, An act legalizing the biennial election, 1956, in the town of Washington.

Committee Reports

Mr. Green of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 9, An Act for the recognition of the Altar of the Nation at Rindge as a national shrine, having considered the same, reported the same with the recommendation that the bill is inexpedient to legislate, subject matter covered by a concurrent resolution.

The report was accepted and the resolution of the committee adopted.

Mr. Green of Manchester, for the Committee on Judiciary, offered the following concurrent resolution:

Concurrent Resolution

Memorializing Congress relative to the Altar of the Nation located at the Cathedral of the Pines in Rindge, New Hampshire.

Whereas the Altar of the Nation located at the Cathedral of the Pines in Rindge, New Hampshire, which has been dedicated to the glory of God of all American war dead and which in fact has been recognized as an interdenominational shrine by Americans everywhere, and

Whereas the Congress of the United States has previously declared a national policy to preserve objects of national significance for the inspiration and benefit of the people of the United States, and

Whereas it is the sense of the General Court of the State of New Hampshire that steps be taken to recognize the national sentiment already expressed by dedicating this Memorial as a National Shrine,

Now Therefore Be It Resolved, That the General Court of the State of New Hampshire memorializes the Congress of the United States and the appropriate officials of the administration in Washington to take whatever steps may be necessary and proper to give this Shrine its national recognition upon the provision however that nothing herein shall be held or understood to deprive the State of New Hampshire of its jurisdiction in and over said site or the conveyance of title therein to the federal government.

Be It Further Resolved, That a copy of this resolution be sent by the Secretary of State to the Representatives and Senators of this State in Washington, to the Speaker of the House of Representatives and the President of the Senate of the Congress of the United States and to such other officials in the United States government as may request the same.

On a *viva voce* vote the concurrent resolution was adopted and sent to the Senate for concurrence.

Report of Winnipesaukee Scenic Toll Road Commission

To Members of the 1957 General Court:

This report is made in compliance with the provisions of House Joint Resolution No. 64 adopted by the 1955 Legislature, providing that a study group of five persons, comprised of three representatives and two senators, the representatives being appointed by the speaker of the House and the senators being appointed by the president of the Senate, to study the feasibility of a toll road in the Lake Winnipesaukee area. This study group shall serve without compensation and shall report its findings to the 1957 Legislature.

The speaker of the House appointed Miner of Meredith, Spollett of Hampstead, and Littlehale of Durham. The president of the Senate appointed Packard of Manchester and Washburn of Bartlett.

This committee met and elected the Hon. Norman Packard, Chairman, and the Hon. Ruth F. Miner, Clerk. A public hearing was called for to be held October 24, 1956, at 7:30 P. M. at the Forestry Building, Laconia, New Hampshire. Notices were sent to local and city newspapers approximately one week prior to the date of the hearing.

After notices were posted of the hearing, many members received telegrams and letters all in opposition to the proposed toll road. Senator Packard reporting seven (7) telegrams and three (3) letters. Senator Washburn reporting five (5) telegrams and three (3) letters. Representative Littlehale seven (7) telegrams and three (3) letters. Representative Ruth Miner reporting six (6) telegrams and thirteen (13) letters. There were no telegrams or letters received favoring the proposed toll road.

The public hearing was called to order by Chairman Norman Packard; additional members present were: Senator

Washburn, Representative Albert Littlehale, and Represenative Ruth Miner. There were between 100 and 125 persons present. The room was so crowded that an accurate count could not be taken.

Fifteen of those attending spoke as follows:

8 in opposition as home, business and property owners.

4 in opposition representing groups of home owners, a taxpayers' association and yacht clubs.

1 not opposed or in favor, but to correct the mileage saved as 6 or 7 miles and not the 25 miles as previously reported.

1 not opposed or 100% in favor, but to be open minded for future development.

1 not opposed or in favor, but to request black top improvement of roads to increase land values.

Twenty-six registered after the hearing as being opposed. No one registered as being in favor of the toll road.

After all persons who wished to speak were heard, the hearing was closed at 9:30 P. M.

The Committee immediately held an executive session and determined that the evidence and testimony heard clearly indicated that there was much opposition to the proposed toll road. Therefore by unanimous vote, reports that the proposal of a Winnipesaukee Toll Road be recorded as unfavorable and recommends that no further action be taken at this time.

Respectfully submitted,

NORMAN A. PACKARD,
Chairman.
FRED H. WASHBURN,
Senator.
ALBERT D. LITTLEHALE,
Representative.
DORIS M. SPOLLETT,
Representative.
RUTH F. MINER,
Representative.

The report was accepted and ordered printed in the Journal.

Report of Special Committee

Mr. Nickerson of East Kingston, for the Committee on Assignment of Rooms, submits the following report:

Agriculture — Room 306, State House.
Appropriations — Room 318, State House.
Aviation — Patriot Building, Liquor Commission.
Banks — Room 301, State House.
Claims — State Library.
Education — Library, Education Commission, Annex.
Elections — Room 317, State House.
Engrossed Bills — Secretary of State.
Executive Departments and Administration — Room 317, State House.
Fish and Game — State Library.
Insurance — Room 208W, Annex.
Interstate Cooperation — Secretary of State.
Judiciary — Room 304, State House.
Labor — Room, Right Entrance, Armory (until Room 100, State House, is available).
Liquor Laws — Patriot Building, Liquor Commission.
Mileage — Room 317, State House.
Military and Veterans' Affairs — Room, Left Entrance, Armory (until Room 100 is available).
Municipal and County Government — Room 207, Annex.
Public Health — Room 208W, Annex.
Public Welfare and State Institutions — Room, Left Entrance, Armory.
Public Works — Room 208W, Annex.
Resources, Recreation and Development — Room 207, Annex.
Rules — Speaker's Office.
Transportation — American Legion Building, School Street.
Ways and Means — Room 306, State House.
Journal — Clerk's Desk.

If larger hearing rooms are needed please consult any member of this committee at any time.

The report was accepted.

Resolutions

On motion of Mr. McMeekin of Haverhill:

Resolved, That the House accept the resignation of Robert

L. Stark as of January 24 and that the first order of business on January 29th be the election of a new Clerk.

On motion of Mr. McAllister of Barnstead:

Resolved, That the salary of the members of the House of Representatives be so divided that any member may receive one-fourth of his salary monthly for the first three months, the balance to be paid at the adjournment of the session, and be it further

Resolved, That mileage of members of the House of Representatives be paid every two weeks during the session.

On motion of Mr. Tilton of Laconia:

Resolved, That the Clerk be instructed to procure 1500 copies of standing committees in booklet form.

On motion of Mr. Metcalf of Tilton:

Resolved, That the Clerk of the House be directed to procure a set of The Revised Statutes Annotated for the permanent use of the Committee on Executive Departments and Administration.

Mr. Hambleton of Goffstown offered the following resolution:

Whereas the members of the 1957 House of Representatives have received the resignation of Robert L. Stark as Clerk, and

Whereas Robert L. Stark has been appointed Deputy Secretary of State, therefore be it

Resolved, That the House of Representatives congratulates our popular and highly esteemed Clerk and extends to him our very best wishes in his new position, and be it further

Resolved, That a copy of these resolutions be sent to "Bob" with our very best wishes.

The resolution was unanimously adopted on a rising vote.

Mr. Nahil of Claremont offered the following resolution:

Whereas, We have learned with sorrow of the passing of Arthur E. Howe, a former Representative for several terms and elected to the present House of Representatives from Ward 1, Claremont, and

Whereas, Mr. Howe has given unstintingly of his time and

effort for the benefit of his ward, city and county, therefore be it

Resolved, That we, the members of the House of Representatives, pay tribute to our former associate for his services and express our deep sympathy to his family in its bereavement, and be it further

Resolved, That the Clerk be instructed to transmit a copy of these resolutions to Mrs. Howe.

The resolution was unanimously adopted on a rising vote.

Senate Message

A message sent down from the Honorable Senate, by its Clerk, announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution:

Whereas, January 18th is the one hundred and seventy-fifth anniversary of the birth of Daniel Webster, therefore be it

Resolved, That the Speaker appoint a committee consisting of three members from the House of Representatives to meet with a committee of two members to be appointed by the President of the Senate for the purpose of preparing a brief ceremony in commemoration of the birthday of this great man.

Pursuant to the above resolution the President appointed as members of such committee on the part of the Senate Senators Bennett and Caron.

Qualified

The following named members, having qualified before His Excellency, Lane Dwinell, January 9, appeared during the session and took their seats as members of the House: Joseph V. Stancik of Derry, Dennis Sweeney of Nashua, Elmer B. Nickerson of Goffstown, Charles H. Gay of Derry and Mrs. Beatrice Cary of Manchester.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time and when we adjourn today it be to meet Tuesday morning at 11:00 o'clock.

On motion of Mrs. Taylor of Whitefield at 11:50 o'clock the House adjourned.

TUESDAY, JANUARY 15, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Most gracious God, as we gather together this morning to face the activities and opportunities of another week, may we keep our minds fresh and clear, and may our better nature always prompt us to discharge our duties faithfully.

Wilt Thou make us equal to the high trust that has been placed in us, and may the laws which we make here clearly speak the right, as Thou dost give us the power to see the right.

We pray for Thy Holy Spirit to come upon us that we may be able to do more and better work. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Currier of Rochester led the Convention in the salute to the flag.

Leaves of Absence

Mr. Gay of New London was granted leave of absence for the day on account of important business.

Mr. Pinkham of Northwood was granted leave of absence for today and Wednesday on account of important business.

Mr. Batchelder of Deerfield was granted leave of absence for Wednesday and Thursday on account of important business.

Mr. Beamis of Somersworth was granted leave of absence for the week on account of illness.

Mr. Merrill of Exeter was granted leave of absence for the day on account of illness.

Mrs. Martin of Littleton was granted indefinite leave of absence on account of illness in the family.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Miss Loizeaux of Plymouth, House Bill No. 49, An Act relating to committals to Laconia state school. To the Committee on Public Welfare and State Institutions.

By Mr. Willis of Salem, House Bill No. 50, An Act relating to pari-mutuel pools. To the Committee on Ways and Means.

By Miss Loizeaux of Plymouth, House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules of the House were suspended to dispense with the printing of House Bill No. 51.

Introduction of Bills

By Mr. Walker of Concord, House Bill No. 52, An Act relative to requirements for bank institutions protection against losses. To the Committee on Banks.

By Mr. Davis of Conway, House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities. To the Committee on Resources, Recreation and Development.

By Mr. Pryor of Ashland, House Bill No. 54, An Act relative to fees in small claims court. To the Committee on Executive Departments and Administration.

By Mr. Davis of Conway, House Bill No. 55, An Act relative to executions in small claims cases. To the Committee on Executive Departments and Administration.

By Mr. Craig of Manchester, Mr. Pillsbury of Manchester, House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court. To the Special Committee consisting of the Delegation from the City of Manchester.

By Mr. Alls of Colebrook, House Bill No. 57, An Act relating to motor vehicle fees and municipal permits. To the Committee on Transportation.

By Mr. Angus of Claremont, House Bill No. 58, An Act relative to inspectors in the labor department. To the Committee on Labor.

By Mr. Sawyer of Brookfield, House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state. To the Committee on Public Health.

By Mr. Keough of Gorham, House Bill No. 60, An Act relating to causes for divorce. To the Committee on Judiciary.

By Mr. Farr of Keene, House Bill No. 61, An Act relative to mileage allowances for members of the general court from Keene. To the Committee on Executive Departments and Administration.

By Mr. O'Shan of Laconia, House Bill No. 62, An Act providing for a veterans memorial to be erected at The Weirs. To the Committee on Military and Veterans' Affairs.

By Mrs. Frizzell of Charlestown, House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property. To the Committee on Executive Departments and Administration.

By Mr. Geisel of Manchester, House Bill No. 64, An Act relative to registration fee for public bus. To the Committee on Transportation.

By Mr. Perkins of Nottingham, House Joint Resolution No. 1, Joint Resolution in favor of Norman Purinton. To the Committee on Appropriations.

By Mr. Jones of Lebanon, House Joint Resolution No. 2, Joint Resolution in favor of Louise A. Jones. To the Committee on Appropriations.

Committee Reports

Mr. Walsh of Manchester, for the Committee on Banks, to whom was referred House Bill No. 6, An Act relative to borrowing by credit unions, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted, and the bill ordered to a third reading.

Mr. Walsh of Manchester, for the Committee on Banks, to whom was referred House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner, having considered the same, reported the same with the recommendation that the bill ought to pass with the following amendment:

Amend section 1 of the bill by inserting after the word "papers" in the third line the words, preserved in the office of the bank commissioner, and, so that said section as amended shall read as follows:

1. *Liquidating of Banks.* Amend RSA 395 by inserting after section 31 the following new section: 395:32. *Destruction of Records.* Records and papers preserved in the office of the bank commissioner and concerned with the liquidation of a bank, as provided for in this chapter, may be destroyed at the end of ten years after such liquidation proceedings have been completed.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Monitors Appointed

Monitors To Pass the Mileage Boards

Division 1. Clark of Derry, Bunten of Dunbarton, Mulaire of Hooksett.

Substitutes. Galloway of Walpole, Barney of Rumney, Carter of North Hampton.

Division 2. Thompson of New Ipswich, Cummings of Nashua, McAllister of Barnstead, Locke of New Boston.

Substitutes. Spollett of Hampstead, Dame of Portsmouth, Hersom of Northumberland, Edwards of Antrim.

Division 3. Eastman of Kensington, Wiggin of Bedford, Alls of Colebrook, Stevenson of Bethlehem, Walsh of Manchester.

Substitutes. Hambleton of Goffstown, Anderson of Warren, Sargent of Danbury, Peabody of Franconia, Cormier of Somersworth.

Division 4. Thompson of Winchester, Maxham of Concord, Christiansen of Berlin, Rolfe of Rochester.

Substitutes. Ingham of Winchester, Larty of Haverhill, Richardson of Randolph, Barrett of Portsmouth.

Division 5. Bell of Plymouth, Metcalf of Tilton, Kershaw of Swanzey.

Substitutes. Moore of Bradford, Chadwick of Sutton, Cornelius of Lancaster.

Tellers Appointed

Division 1. Mr. Angus of Claremont.
Division 2. Mr. Kearns of Manchester.
Division 3. Mr. Tiffany of Concord.
Division 4. Mr. Bigelow of Warner.
Division 5. Mr. Gay of New London.

Qualified

Representative Harley Crandall of Ward 4, Dover was sworn in by His Excellency the Governor, at Dover on January 12, 1957.

Representative Andrew J. Mailloux of Pelham, having qualified before His Excellency the Governor, January 15th, appeared during the session and took his seat as a member of the House.

Resolutions

Mr. McMeekin of Haverhill offered the following resolution:

Resolved, That the deadline for introduction of bills be extended for one week, from January 17 to January 24, 1957.

On a *viva voce* vote the Speaker was in doubt and called for a division.

A division being had, 308 members having voted in the affirmative and one member having voted in the negative, the resolution was adopted.

Concurrent Resolution

Mr. Maloomian of Somersworth offered the following concurrent resolution:

Whereas, the new Hungarian regime of Kadar government has been appointed by the Government of Soviet Russia, and

Whereas, such government has been totally against the wishes of the Hungarian people, and

Whereas, the said government has completely disregarded humanitarian principles, therefore be it

Resolved, by the House of Representatives, the Senate concurring, That we, the members of the New Hampshire House of Representatives do hereby denounce such form of government as being contrary to the principles of the democratic form of government, and be it further

Resolved, That a copy of this resolution be forwarded to each member of our Congressional Delegation and to the Clerk of the Foreign Relations Committee of the United States Senate.

The concurrent resolution was referred to the Committee on Judiciary.

On motion of Mr. Green of Manchester the rules were so far suspended as to permit a public hearing on the above concurrent resolution on Wednesday, January 16, at 2:00 P. M.

Mr. Monahan of Hanover offered the following resolution:

Whereas, January 18th is the one hundred and seventy-fifth anniversary of the birth of Daniel Webster, and

Whereas, the House and Senate by concurrent resolution adopted on January 9 authorized the appointment of a committee to prepare a brief ceremony commemorating this anniversary, and

Whereas, said committee has arranged for Professor Donald Bartlett, Professor of Biography at Dartmouth College, to deliver a brief address in honor of Daniel Webster on Thursday, January 17, immediately following the Salute to the Flag at 11:00 o'clock, therefore be it

Resolved, That His Excellency, the Governor, the Honorable Council and the Honorable Senate be invited to join with us on this occasion, and be it further

Resolved, That the Speaker of the House of Representatives extend this invitation, and the Clerk of the House transmit a copy of these resolutions to Professor Bartlett.

On a *viva voce* vote the resolution was adopted.

Mr. Metcalf of Tilton offered the following resolution:

Resolved, That no smoking be allowed during the first hour of the morning session.

The question being on the resolution.

On a *viva voce* vote the resolution was not adopted.

Mr. Pickett of Keene moved that the House reconsider its vote whereby the resolution was not adopted.

Question being on the motion to reconsider.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

The question being on the resolution offered by the member from Tilton.

On a *viva voce* vote the Chair was in doubt.

Mr. McMeekin of Haverhill called for a division.

A division being had 228 members having voted in the

affirmative, and 45 members having voted in the negative, the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, that third readings of bills be by title only, and when the House adjourns today it be to meet Wednesday at 11:00 o'clock.

Third Readings

House Bill No. 6, An Act relative to borrowing by credit unions.

House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. St. Pierre of Rochester, at 11:55 o'clock the House adjourned.

WEDNESDAY, JANUARY 16, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Eternal God and loving Father, we ask Thy blessing upon all who are engaged in the government of this State. Wilt Thou guard them from calamity and injury; permit not their adversaries to triumph over them, but let the glories of a just, righteous and God-fearing people increase every day.

We pray that Thou wilt enlighten and sustain those here whom the people have set in authority: the Governor, his counselors, and advisors, the law-makers and executive and all who are entrusted with our safety and with the guardianship of our rights and liberties.

Bless Thy servants this day, and keep them all in Thy peace. Amen.

Salute to the Flag

Mrs. Brungot of Berlin led the Convention in the salute to the flag.

Leaves of Absence

Mr. Rice of Peterborough was granted leave of absence for the day on account of illness.

Mr. Bates of Chichester was granted leave of absence for the day on account of the driving conditions.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Brown of Strafford, House Bill No. 65, An Act for county cooperative extension work in agriculture and home economics. To the Committee on Appropriations.

By Mr. Davis of Conway, House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll County. To the Committee on Appropriations.

By Mr. Keough of Gorham, House Bill No. 67, An Act relating to the homestead right on mortgage foreclosure. To the Committee on Judiciary.

By Mr. Barnard of Concord, House Bill No. 68, An Act in relation to Union Trust Company. To the Committee on Executive Departments and Administration.

By Mr. Eaton of Mason, House Bill No. 69, An Act providing for additional motor vehicle road toll, to be expended on town highways. To the Committee on Ways and Means.

By Mr. Metcalf of Tilton, House Bill No. 70, An Act relative to penalty for illegal practice of chiropractic. To the Committee on Executive Departments and Administration.

By Mr. White of Concord, House Bill No. 71, An Act relative to emergency use of party line telephones. To the Committee on Executive Departments and Administration.

By Mrs. Cooper of Nashua, House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational Society in Nashua, to consolidate into one corporation named, Unitarian-Universalist Church of Nashua, New Hampshire. To the Committee on Judiciary.

By Mr. Nelson of Hopkinton, House Bill No. 73, An Act relative to transfer of permanent policemen who are present members of the state employees' retirement system to the policemen's retirement system. To the Committee on Executive Departments and Administration.

By Mr. Nelson of Hopkinton, House Bill No. 74, An Act relative to acceptance of the provision of the policemen's retirement system. To the Committee on Executive Departments and Administration.

By Mr. Comi of Concord, House Bill No. 75, An Act to establish maximum hours of labor for employees in state service. To the Committee on Labor.

By Mr. Plumer of Bristol, House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol. To the Committee on Aviation.

By Miss Spollett of Hampstead, House Bill No. 77, An Act relative to sale of meat, fish and fowl. To the Committee on Agriculture.

By Mr. Sawyer of Brookfield and Mr. Allen of Concord, House Bill No. 78, An Act relative to marine toilets and disposal of sewage from boats. To the Committee on Public Health.

By Mr. Karagianis of Laconia, House Bill No. 79, An Act relative to examinations and fees in the practice of optometry. To the Committee on Public Health.

By Mr. Bigelow of Warner, House Bill No. 80, An Act relative to reporting of fires to the state fire marshal. To the Committee on Insurance.

By Mr. Townsend of Lebanon, House Bill No. 81, An Act relative to the taking of deer and providing for free hunting licenses in certain cases. To the Committee on Fish and Game.

By Mr. Bloomfield of Claremont, House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell of Manchester. To the Committee on Claims.

By Mr. Jenkins of Loudon, House Joint Resolution No. 4, Joint Resolution in favor of Alba Kern of Loudon. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner the rules of the House were suspended to dispense with the printing of House Joint Resolution No. 3, and House Joint Resolution No. 4.

Committee Reports

Messrs. King of Manchester and Stancik of Derry, for the Committee on Elections, to whom was referred a communication concerning elections in Ward 1, Portsmouth, having considered the same, reported the same with the recommendation that Ann Sadler of Ward 1, Portsmouth and Phebe Morgan of Ward 1, Portsmouth, be seated as representative from said Ward 1 with one-half vote each and with full pay and mileage.

We, a minority of the Committee on Elections, to whom was referred communication concerning election in Ward 1, Portsmouth, having considered the same and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That said seat contested for by Ann Sadler and Phebe Morgan shall be declared vacant.

A Minority of the Committee:
BURNHAM B. DAVIS,
GORDON M. TIFFANY.

The reports were accepted.

Mr. Davis of Conway moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute,

(Discussion ensued)

Mr. Davis of Conway spoke in favor of the motion.

Mr. King of Manchester and Mrs. Brungot of Berlin spoke against the motion.

Personal Privilege

Mr. Rix of Dummer rose to a point of personal privilege.

Messrs. Tiffany of Concord and Plumer of Bristol spoke in favor of the motion.

Mrs. Dondero of Portsmouth spoke against the motion.

Mr. McMeekin of Haverhill moved that the question be laid upon the table until such time as the House receives an

opinion from the Supreme Court on questions to be submitted to them.

The question being upon the motion.

(Discussion ensued)

Messrs. McMeekin of Haverhill and Davis of Conway spoke in favor of the motion.

Messrs. Pickett of Keene, Stanick of Derry, Craig of Manchester and Deans of Milford spoke against the motion.

Mr. Davis of Conway called for a division.

A division being had, 122 members having voted in the affirmative, and 223 members having voted in the negative, the motion did not prevail.

The question being on the motion to substitute the report of the minority for that of the majority.

Mr. Lamprey of Moultonborough called for a division.

A division being had, 194 members having voted in the affirmative and 141 members having voted in the negative, the motion to substitute prevailed.

The question being on the resolution of the committee.

Mrs. Dondero of Portsmouth demanded the yeas and nays, and the roll was called with the following result:

Yeas, 208

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Prescott, Persson, Tenney, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Battles, Parmenter, Mott, Cheney of Newton, Carter, Palmer, Hayes, Philbrick, Haigh.

STRAFFORD COUNTY: Berry, Leighton, LaBonte, Dunnington, Webb, Connell, Morrison, Brown of Durham, Weymouth, Dawson, Maxfield, Nelson of Rochester, Currier, Clement.

BELKNAP COUNTY: Rollins, Haggett, Matheson, Lord, Robertson, Lacaillade, McCarthy, Tilton, Karagianis, Lucier, Burbank, O'Shan, Dana, Varrell, Miner, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Thompson of Effingham, Lamprey, Willmott, Nickerson of Tamworth, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Turner, Allen, Davis of Concord, Cheney of Concord, Gibson, Lessels, Tiffany, Jewett, O'Neill, Saltmarsh, Barnard, Cilley, Walker, Mahoney, Rufo, Sargent, Bunten, Broadhurst, Ayotte, Leonard, Carpenter, Mason, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman, Ayer, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of Bedford, Hambleton, Jennings, Nickerson of Goffstown, Poore, Adams of Greenfield, Crosby, Williams of Hollis, Abbott, Warren, Ainley, Green, Danforth, Robb, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Cummings, Ramsdell, Saunders, Record, Locke, Thompson of New Ipswich, Mailloux, Dutton, Street, Bardol, Hines.

CHESHIRE COUNTY: Washburn, Post, Clark of Harrisville, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Faulkner, Farr, Tolman, Ostlund, Yardley, Swett of Sullivan, Bouvier, Kershaw, Ballam, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bradbury, D'Amante, Desnoyer, Davis of Cornish, Reney, Brown of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Plummer, Willey, Sanborn of Enfield, Williams of Grafton, Nettleton, Bradley, Duke, Hayward, Monahan, McMeekin, Morse, Chamberlain, Adams of Lebanon, Cole, Porter, Townsend, Whipple, Collyer, Armstrong, Kelley of Littleton, Haskins, Bell, Loizeaux, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Christiansen, Heath, Alls, Rix, Graham of Gorham, Keough, Swett of Lancaster, Hersom, Richardson, Kidder, Placy, Taylor.

Nays, 143

ROCKINGHAM COUNTY: Shattuck, Gay of Derry, Stancik, Blair, Eastman of Kensington, Sheehy, Sewall, Perkins, Barrett, Dondero, Payette, Wood, Foote, Murch, Dame, Joyce, Russell of Portsmouth, Landrigan, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Blanchette, Wiggin of Dover, Desjardins, Gilman, Lacasse of Rochester, St. Pierre, Valliere, Maloomian, Cormier, Hebert of Somersworth, Malley.

BELKNAP COUNTY: McAllister, Morin, Simoneau.

CARROLL COUNTY: None.

MERRIMACK COUNTY: Baron, Phelps, Lafford, Henry, White of Concord, Corbett, Comi, Burke of Franklin, Kenney, DuDevoir, Thibeault of Pembroke, Woodbury, Young.

HILLSBOROUGH COUNTY: Fortin, Pickering, Gallagher, Pettigrew, Soucy of Manchester, Ward 1, Dewey, Geisel, Pillsbury, Dwyer, Martel of Manchester, Ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Healy of Manchester, Ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, O'Connor, Burke of Manchester, Leclerc of Manchester, Ward 7, Tessier, Champagne, Craig, Delisle, Cary, Morris, Gilmartin, King, Hurley, Lafond, Nalette, Soucy of Manchester, Ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Christy, Crowley, Leclerc of Manchester, Ward 14, Cooper, Thibault of Nashua, Belcourt, Trombly, Ayer, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Eastman of Weare.

CHESHIRE COUNTY: Pickett, Oliver, Eaton of Stoddard, Congdon, Galloway.

SULLIVAN COUNTY: Bloomfield, Angus, Monblo, Nahil, Simms, Riley.

GRAFTON COUNTY: Stevenson, Bucklin, Graham of Canaan, Peabody, Larty, Jones, McGee.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Brungot, Fontaine, Gagnon, Lacasse of Berlin, Cornelius, Potter, Bushey, Stinson, Gould.

And the resolution of the committee was adopted.

Resolution

Mrs. Webb of Dover offered the following resolution:

Whereas, Harley A. Crandall, Representative from Dover, is ill in hospital, therefor be it

Resolved, That we, the members of the House of Representatives of the General Court, express our deepest sympathy to our fellow member in his illness and our best wishes for a speedy recovery, and be it further

Resolved, That the Clerk of the House transmit to Representative Crandall a copy of this resolution.

On a *viva voce* vote the resolution was adopted.

Committee Changes

The Speaker announced the following committee changes:

Sheehy of Newfields from the Committee on Liquor Laws to the Committee on Municipal and County Government.

Lafond of Manchester from the Committee on Public Works to the Committee on Liquor Laws.

Alls of Colebrook from the Committee on Municipal and County Government to the Committee on Public Works.

Qualified

Representatives Jones of Lebanon and Danforth of Manchester, having qualified before His Excellency the Governor, January 10th and Representative Hines of Windsor, January 15th, appeared during the session and took their seats as members of the House.

On motion of Mr. Pickett of Keene the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, and when the House adjourns today it be to meet Thursday at 11:00 o'clock.

On motion of Mrs. Record of Nashua at 12:57 o'clock the House adjourned.

THURSDAY, JANUARY 17, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Prayer

Grant, O Father, that we may go about this day's business with an ever-present remembrance of the great tradition wherein we stand.

Wilt Thou control all our thoughts and feelings, direct all our energies, instruct our minds and sustain our wills.

We ask Thee not to lighten our tasks, but rather to in-

crease our strength, that thereby we may be inspired to high endeavor. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Ainley of Manchester led the Convention in the salute to the flag.

Joint Convention

Guest Speaker

Professor Donald Bartlett of Dartmouth College addressed the Joint Convention to honor the one hundred and seventy-fifth anniversary of the birth of Daniel Webster as follows:

Tomorrow being the 175th anniversary of Daniel Webster's birth, it is well for the representatives of the people of his native state to pause in their business and do honor to his memory. But when New Hampshiremen seek to do honor to the memory of Webster, they honor themselves. They do so in three ways. As they make him one with themselves as sons of their state, they insist upon their kinship with a great man. As they name over the things that made him great, they appreciate not so much what their New Hampshire gave to him as they acknowledged the luster that his name gives to their state. And finally, wherein he was greatest, wherein we are proudest of him, in those things he most clearly had grown beyond the limits of his home. Our sense of kinship with him and the glory that his name adds to the state of his birth need no argument. We know these things. But we do well to take further note that it was in Salisbury that he learned how to outgrow his home, as it was in Salisbury that his father loyally and deliberately helped him so to do. It was at Exeter and at Dartmouth that were forged his weapons as a champion, and at Portsmouth that he learned how a champion wields those weapons better than his fellows; fellow lawyers who included Ladds, Binghams and Masons among a distinguished number at the New Hampshire bar.

Daniel Webster stands in the history of our country as a conservative — and so we may be sure he would wish to stand. But he was a conservative of that rarest breed, who do not anchor progress in the past but steer ever forward upon a sure star. His star was the Federal Constitution, that appeared in the heavens when Daniel was five years old. Those of his elders who had vision in the affairs of mankind recognized it, as he

did even as a boy, to be the pole star of American strength and freedom. As a child he fixed upon that star in sentiment just so as a man he held to it with his mind. As a statesman he did perhaps more than any man in his time to steer the nation by that same star. In this he was the hopeful conservative and in this he outgrew his origins, his home, his party, as every great man must.

During the War of 1812, he, like his party, was against the Madison government and its embargo that so damaged the New England shipping interests. But when many leaders of his party toyed in convention with the notion of seceding from the Union, Webster gave a stern warning and called a halt to the "sunshine soldiers and the summer patriots" of that day.

In 1818, when many of his associates were for usurping the charter of his beloved college, he came to her defense. He joined with the able lawyers already marshaled on her side, and by his championing made history in our federal courts and saved Dartmouth College in the responsible nurture of free minds.

Two years later, when others lost their bearings and the ship of state began to yaw off before the winds of sectionalism, he joined with the southerner, Henry Clay, in trimming the slatting sails by the Missouri Compromise, to bring the nation back upon her true course of destiny.

Time after time, his loyal vision separated him from his party, his state, his section and ultimately from all hope of attaining his ambition, the Presidency. He loved company and adored New England; most of all, perhaps, he cherished New Hampshire. Separation and misunderstanding cost him dearly. He fed upon applause and heard it turn to hisses. Yet in his weary old age he arose once more, defying second best, disdaining mere conformity, even turning a deaf ear to anti-slavery clamor at his back in the awful choice of 1850 to hold the nation together in that fateful seventh of March in the United State Senate. Just as in his ringing reply to Hayne twenty years before and in the Plymouth Oration thirty years before, there spoke again the hopeful, conservative champion. It was not and it is not merely our New Hampshireman nor merely our fellow New Englander who puts glory into our hearts by thundering:

"Union and Liberty, now and forever, one and inseparable."

On motion of Senator Horner of District No. 3, the convention rose.

House

Leaves of Absence

Messrs. Gilman of Farmington and Ayotte of Franklin were granted leaves of absence for the day on account of important business.

Mr. Merrill of Exeter was granted leave of absence for the day on account of illness.

Mr. Matheson of Center Harbor was granted leave of absence for the day on account of driving conditions.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Rathbone of Exeter, House Bill No. 82, An Act relative to the salary of treasurer of Rockingham County. To the special committee composed of the Delegation from Rockingham County.

By Mr. Bouthillier of Nashua, House Bill No. 83, An Act relative to misrepresentation by minor for the purpose of purchase of liquor or beverages. To the Committee on Liquor Laws.

By Mr. Angus of Claremont, House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law. To the Committee on Labor.

By Mrs. Taylor of Whitefield, House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail. To the Committee on Judiciary.

By Mr. Angus of Claremont, House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof. To the Committee on Labor.

Committee Reports

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 3, An Act relative to posting notices for

caucuses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted, and the bill ordered to a third reading.

Mr. Shattuck of Danville, for the Committee on Appropriations, to whom was referred House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus, having considered the same, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "conditions other than dishonorable" in the tenth line and inserting in place thereof the words, honorable conditions, so that said section as amended shall read as follows:

1. *Korean Bonus.* Amend 1955, 286:1 by striking out said section and inserting in place thereof the following: 1. *Qualification for Bonus.* Each person, man or woman, who actively served for a total period of ninety days or more in any capacity as a member of the armed forces of the United States from June 25, 1950, to July 27, 1953, who at the time he or she entered such active military service was a *bona fide* resident of this state, and who meets one of the following conditions, shall be entitled to the benefits provided for hereunder: (1) Who has been discharged, released or has a certificate of service from such armed forces under honorable conditions or (2) has remained a member of said armed forces after serving for such ninety-day period and shall present to the adjutant general a properly authenticated statement of service showing satisfactory service during said period.

Amend section 2 of said bill by striking out in the third, ninth and twelfth lines the words "seven hundred" and inserting in place thereof the words, nine hundred fifty, so that said section as amended will read as follows:

2. *Increase in Funds Authorized.* Amend 1955, 286:5 by inserting after the word "million" where it occurs in the third and seventh lines the words, nine hundred fifty thousand and by adding at the end thereof the words: The appropriation hereunder shall be a continuing appropriation and shall not lapse, so that said section as amended shall read as follows: 5. *Bond Issue Authorized.* In order to provide the funds for the payment of the bonds authorized hereunder, together with

the administrative costs thereof, the sum of one million, nine hundred fifty thousand dollars or so much thereof as may be necessary, is hereby appropriated and the state treasurer is hereby authorized, under the direction of the governor and council, to borrow upon the credit of the state a sum not exceeding one million, nine hundred fifty thousand dollars and for that purpose may issue bonds or notes in the name and on behalf of the state. Such bonds or notes shall be deemed a pledge of the faith and credit of the state. The appropriation hereunder shall be a continuing appropriation and shall not lapse.

Amend section 3 of said bill by striking out in the second and ninth lines the words "seven hundred" and inserting in place thereof the words, nine hundred fifty, so that said section as amended will read as follows:

3. *Borrowing.* Amend 1955, 286:7 by inserting after the word "million" in the seventh line the words, nine hundred fifty thousand, so that said section as amended shall read as follows: 7. *Short-term Notes.* Prior to the issuance of the bonds hereunder the state treasurer, with the approval of the governor and council, may for the purposes hereof borrow money from time to time on short term notes which may be refunded by the issuance of the bonds hereunder. Provided, however, that at no one time shall the indebtedness of the state on such short term notes exceed the sum of one million, nine hundred fifty thousand dollars.

Amend said bill by striking out Section 4 thereof and inserting in place thereof the following new section: 4. *Limitation.* Amend 1955, 286 by inserting after section 8 the following new section: 8-a. *Applications.* No applications for payment of bonus for military service, whether provided hereunder or under any other provision of law, shall be received by the adjutant general after July 1, 1958; and on July 1, 1958 all authorizations for the issuance of bonds or notes, including short term notes, to provide for the payment of any such bonus shall terminate with respect to bonds or notes not then issued.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Resolution

Mr. Monahan of Hanover offered the following resolution:

Resolved, That the remarks on Daniel Webster by Professor Bartlett be printed in today's Journal, and be it further

Resolved, That the House express its appreciation to Professor Bartlett by a rising vote of thanks.

On a rising vote the resolution was unanimously adopted.

Qualified

Representative Smith of Hinsdale, having qualified before His Excellency the Governor, January 3 and Representative Heath of Clarksville, January 9, appeared during the session and took their seats as members of the House.

County Organizations

Belknap County

Robertson of Gilmanton, Chairman; Mrs. Atwood of Sanbornton, Clerk; Executive Committee: Burbank of Laconia, Tilton of Laconia, Simoneau of Laconia, Metcalf of Tilton, and McAllister of Barnstead, Chairman and Clerk, ex officio.

Carroll County

Chandler of Bartlett, Chairman; Mrs. Morrill of Albany, Clerk; Executive Committee: Roberts of Conway, Peaslee of Wakefield, and Claflin of Wolfeboro, Chairman and Clerk, ex officio.

Cheshire County

Smith of Hinsdale, Chairman; Haley of Keene, Vice-Chairman, Miss Faulkner of Keene, Clerk; Executive Committee: Swett of Sullivan, Ballam of Walpole, and Terry of Westmoreland, Chairman and Clerk, ex officio.

Coos County

Hersom of Northumberland, Chairman; Mrs. Brungot of Berlin, Vice-Chairman; Fortier of Berlin, Clerk; Executive Committee: Mrs. Brungot of Berlin, Chairman; Alls of Colebrook, Mrs. Gould of Wentworth's Location, Potter of Milan, Dussault of Berlin, Stinson of Stratford, Mrs. Gagnon of Berlin, Chairman and Clerk, ex officio.

Grafton County

Cole of Lebanon, Chairman; Mrs. Hayward of Hanover, Vice-Chairman; Mrs. Martin of Littleton, Clerk; Executive

Committee: Larty of Haverhill, McGee of Lincoln, Senator Horner of Thornton, Chairman and Clerk, ex officio.

Hillsborough County

Belcourt of Nashua, Chairman; Pettigrew of Manchester, Clerk; Executive Committee: Casey of Manchester, Lesmerises of Manchester, Green of Manchester, Dionne of Nashua, Mrs. Cooper of Nashua, Deans of Milford, and Fortin of Greenville, Chairman and Clerk, ex officio.

Merrimack County

Gay of New London, Chairman; Phelps of Andover, Clerk; Executive Committee: Mulaire of Hooksett, Bunten of Dunbarton, Leonard of Franklin, Vaughn of Bow, Cilley of Concord, Mrs. Davis of Concord, and Sargent of Danbury, Chairman and Clerk, ex officio.

Rockingham County

Shattuck of Danville, Chairman; Mrs. Dondero of Portsmouth, Vice-Chairman; Mrs. Palmer of Plaistow, Clerk; Executive Committee: Hunter of Hampton, Chairman; Philbrick of Rye, Dame of Portsmouth, Gay of Derry, Rathbone of Exeter, Carter of North Hampton, Haigh of Salem, Mrs. Griffin of Auburn, and Blair of Epping, Chairman and Clerk, ex officio.

Strafford County

Brown of Strafford, Chairman; Mrs. Currier of Rochester, Vice-Chairman; Mrs. St. Pierre of Rochester, Clerk; Executive Committtee: Mrs. Blanchette of Dover, Littlehale of Durham, Gilman of Farmington, Clement of Rochester, and Cormier of Somersworth, Chairman and Clerk, ex officio.

Sullivan County

Angus of Claremont, Chairman; Mrs. Frizzell of Charlestown, Vice-Chairman; Mrs. Reney, Clerk; Executive Committee: Vaughan of Newport, Chairman; Mrs. Reney of Grantham, Clerk; Nahil of Claremont, Desnoyer of Claremont, Riley of Croydon, Davis of Cornish, Chairman and Clerk, ex officio.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title

only, and when we adjourn today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus.

House Bill No. 3, An Act relative to posting notices for caucuses.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. Berry of Barrington the House adjourned at 11:40 o'clock.

TUESDAY, JANUARY 22, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Prayer

Almighty God, Thou who alone knowest what lies before us this day, wilt Thou hear us as we seek Thy blessing upon our deliberations.

We pray that Thou wilt hasten the day when Thy presence and the strong hand of Thy purpose shall be found throughout our broad land. And whatever we ourselves can do, wilt Thou give us grace this day to begin right here, right now.

We pray especially today for our President and Vice-President. As they assume new terms of office and responsibility, give to them good health for the physical strains of their office, good judgment for the decisions they must make, and clear understanding for the problems of this difficult hour. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Atwood of Sanbornton led the Convention in the salute to the flag.

Guests

The Speaker introduced Mrs. James Scamman and Miss Florence Chisholm of Stratham as guests of the House of Representatives.

Leaves of Absence

Messrs. Bouvier of Swanzey and Lougee of Hampton were granted leaves of absence for the day on account of important business.

Mrs. Currier of Rochester was granted leave of absence for Tuesday and Wednesday on account of important business.

Mrs. Tolman of Nelson and Mr. Martel of Manchester were granted leaves of absence for the day on account of illness.

Messrs. Gilman of Farmington, on account of important business and Saunders of Nashua, on account of illness, were granted leaves of absence for the week.

Mrs. Hayward of Hanover and Messrs. Haley of Keene, and Pinkham of Northwood, were granted leaves of absence for the day on account of important business.

Mrs. Douville of Manchester was granted an indefinite leave of absence.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Jones of Lebanon, House Bill No. 87, An Act relative to borrowing by village district for current expenses and maintenance. To the Committee on Municipal and County Government.

By Mr. Dana of Laconia, House Bill No. 88, An Act relative to the distribution of the tax on boats and launches. To the Committee on Ways and Means.

By Mr. Eastman of Exeter, House Bill No. 89, An Act repealing the provisions for annual returns and annual return fees for voluntary corporations. To the Committee on Ways and Means.

By Mrs. Taylor of Whitefield, House Bill No. 90, An Act relative to class III recreational roads. To the Committee on Public Works.

By Mr. Parmenter of Londonderry, House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples. To the Committee on Agriculture.

By Mr. Battles of Kingston, House Bill No. 92, An Act relative to protection at railroad crossings. To the Committee on Transportation.

By Mr. Keough of Gorham, House Bill No. 93, An Act relative to application of juvenile court law. To the Committee on Judiciary.

By Mr. Pike of Fitzwilliam, House Bill No. 94, An Act relating to water companies, when not public utilities. To the Committee on Executive Departments and Administration.

By Mr. Broadhurst of Franklin, House Bill No. 95, An Act establishing a police commission for the city of Franklin. To the Special Committee composed of the Delegation from the City of Franklin.

By Mr. Woodbury of Pembroke, House Bill No. 96, An Act relating to the Pembroke Street Village District. To the Committee on Municipal and County Government.

By Mr. Tiffany of Concord, House Bill No. 97, An Act relative to uniform forms of accounting by trustees. To the Committee on Judiciary.

By Mr. Joyce of Portsmouth, House Bill No. 98, An Act relative to discharging of chattel mortgages and conditional sales contracts. To the Committee on Judiciary.

By Mr. Karagianis of Laconia, House Bill No. 99, An Act relative to the salaries of the members of the board of public works of the city of Laconia. To the Special Committee composed of the Delegation from the City of Laconia.

By Mr. Parmenter of Londonderry, House Bill No. 100, An Act adding "agronomic" plants and seeds to plant and seed certification. To the Committee on Agriculture.

By Mr. Monahan of Hanover, House Bill No. 101, An Act exempting from yield tax trees cut for Christmas trees. To the Committee on Ways and Means.

By Mr. Soucy of Manchester, Ward 1, (by request) House Bill No. 102, An Act relative to benefits in fraternal benefit societies. To the Committee on Insurance.

By Mr. Fortin of Greenville, House Bill No. 103, An Act relative to the discharge of chattel mortgages. To the Committee on Judiciary.

By Mr. Bigelow of Warner, House Bill No. 104, An Act relative to the evasion of tolls and charges on use of highways and bridges. To the Committee on Public Works.

By Mr. Farr of Keene, House Bill No. 105, An Act relative to write in votes at the primary elections, and nominations thereunder. To the Committee on Judiciary.

By Mr. Gibson of Concord, House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled. To the Committee on Public Welfare and State Institutions.

By Mr. Gibson of Concord, House Bill No. 107, An Act relative to adoption of minors, and aid to needy children. To the Committee on Public Welfare and State Institutions.

By Mr. Terry of Westmoreland, House Bill No. 108, An Act relative to the issuance of county bonds. To the Committee on Municipal and County Government.

By Mr. Blair of Epping, House Bill No. 109, An Act relative to special windshield wipers on motor vehicles. To the Committee on Transportation.

By Mr. O'Shan of Laconia, House Bill No. 110, An Act relative to so-called bob houses for ice fishing. To the Committee on Fish and Game.

By Mr. Davis of Conway, House Bill No. 111, An Act relative to the salary of the Carroll county solicitor. To the Special Committee composed of the Delegation from Carroll County.

By Mr. McMeekin of Haverhill, House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts. To the Committee on Labor.

By Mr. Davis of Conway, House Bill No. 113, An Act relative to the examination and licensing of electricians. To the Committee on Judiciary.

By Mr. Dame of Portsmouth, House Bill No. 114, An Act to legalize greyhound racing in New Hampshire and to estab-

lish a state greyhound racing commission. To the Committee on Ways and Means.

By Mr. Stancik of Derry, House Bill No. 115, An Act relative to the manufacture, transportation and sale of table wines. To the Committee on Liquor Laws.

By Mr. Chamberlain of Holderness, House Bill No. 116, An Act changing penalties under fish and game laws, relative to taking beaver, selling brook trout in food stores and bobcat bounties. To the Committee on Fish and Game.

By Mr. Tiffany of Concord, House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists. To the Committee on Judiciary.

By Mr. Angus of Claremont, House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission. To the Committee on Ways and Means.

By Mr. Bradley of Hanover, House Joint Resolution No. 5, Joint Resolution for special appropriation for vocational rehabilitation. To the Committee on Appropriations.

By Mr. Willey of Campton, House Joint Resolution No. 6, Joint Resolution for the purchase of state flags for the national guard. To the Committee on Appropriations.

By Mr. Persson of Candia, House Joint Resolution No. 7, Joint Resolution in favor of John T. Keane. To the Committee on Claims.

By Mr. Persson of Candia, House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen. To the Committee on Claims.

By Mr. Vaughan of Bow, House Joint Resolution No. 9, Joint Resolution in favor of Frederic C. Lund. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner the rules of the House were so far suspended as to dispense with the printing of House Joint Resolutions Nos. 7, 8.

Mr. Bigelow of Warner moved that the printing be dispensed with on House Joint Resolution No. 9, but subsequently withdrew his motion.

Committee Reports

Mr. Keough of Gorham, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 18, An Act relative to disposition of fines paid into municipal court for motor vehicle law violations where arrest made by local officers, having considered the same, reported the same with the resolution that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred Concurrent Resolution denouncing the new Hungarian regime of Kadar government, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter to be covered by a similar concurrent resolution.

The report was accepted and the resolution of the committee adopted.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred Concurrent Resolution protesting the atrocities of Soviet Russia against the Hungarian people, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter to be covered by similar resolution.

The report was accepted and the resolution of the committee adopted.

Mr. Eaton of Stoddard offered the following concurrent resolution:

Concurrent Resolution

protesting the reported atrocities of Soviet Russia and the Kadar government, so called, against the Hungarian people.

Whereas, the people of the State of New Hampshire are well aware of the tremendous struggle put forth by the courageous and freedom-loving citizens of Hungary against the communistic tyranny and agression of Soviet Russia, and

Whereas, they look with horror and revulsion upon the blood-letting and massacre of Hungarians and inasmuch as

frustration for the most part marks our inability to help these liberty-loving people, and

Whereas, by public report, this General Court understands that the new Hungarian regime of the Kadar government has been appointed by the Government of Soviet Russia, and

Whereas, such government, according to public report, has been totally against the wishes of the Hungarian people, and

Whereas, the said government is reported to completely disregard humanitarian principles, therefore be it

Resolved, by the House of Representatives, the Senate concurring that we, the members of the New Hampshire General Court do hereby denounce and protest the atrocities inflicted upon the Hungarians by the Communist Government of Soviet Russia and by the said Kadar government and offer moral condemnation of such inhuman acts, and be it further

Resolved, That the Secretary of State be instructed to transmit a copy of this resolution to each member of our Congressional Delegation in Washington and to the Clerk of the Foreign Relations Committee of the United States Senate.

The question being on the concurrent resolution.

(Discussion ensued)

Messrs. Eaton of Stoddard and Maloomian of Somersworth spoke in favor of the concurrent resolution.

On a *viva voce* vote the concurrent resolution was adopted and sent to the Senate for concurrence.

Mr. Barnard of Concord, for the Committee on Municipal and County Government, to whom was referred House Bill No. 10, An Act relative to Contoocook Fire Precinct, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The question being, Shall the bill be read a third time?

Mr. Barnard of Concord spoke in favor of the question.

On a *viva voce* vote the bill was ordered to a third reading.

Introduction of Attaches

The attaches of the 1957 session were introduced to the House by the Sergeant-at-Arms, Lloyd E. Fogg.

Resolutions

Mr. Vaughan of Newport offered the following resolution:

Whereas, Eleanor C. Nutter, Representative from Epsom for several sessions, is ill, therefore be it

Resolved, That we, the members of the House of Representatives of the General Court, express our sympathy in her illness and our best wishes for a speedy recovery to health, and be it further

Resolved, That the Clerk of the House transmit a copy of these resolutions to Representative Nutter.

On a *viva voce* vote the resolution was adopted.

Mr. Dana of Laconia offered the following resolution:

Whereas, Mrs. Regina Stafford of Laconia, widow of George C. Stafford, former Laconia councilman and state senator, and mother of Charles F. Stafford, former member of the House, Senate and Governor's Executive Council, has passed away, therefore be it

Resolved, That we, the members of the Delegation from the City of Laconia of the House of Representatives in General Court assembled, extend our deepest sympathy to the family in its bereavement, and be it further

Resolved, That the Clerk of the House transmit to the Honorable Charles F. Stafford a copy of these resolutions.

On a *viva voce* vote the resolution was adopted.

Mr. Maloomian of Somersworth offered the following resolution:

Whereas, Edward Letourneau, who served nine terms as Representative from Somersworth, has passed away, therefore be it

Resolved, That we, the members of the House of Representatives of the General Court, hereby pay tribute for his services to his city and state, and be it further

Resolved, That we express our deep sympathy to his family in their bereavement and that the Clerk of the House transmit to the family a copy of these resolutions.

On a rising vote the resolution was unanimously adopted.

Senate Message

A message sent down from the Honorable Senate, by its Clerk, announced that the Senate had passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 10, An Act relative to correction of assessments for payment of income taxes.

Senate Bill No. 11, An Act relative to certificates as to payment of legacy taxes.

Senate Bills Read and Referred

The following Senate bills were severally introduced, read a first and second time, and referred as follows:

By Senator Cleveland, District No. 7, Senate Bill. No. 10, An Act relative to correction of assessment for payment of income taxes. To the Committee on Ways and Means.

By Senator Cleveland, District No. 7, Senate Bill. No. 11, An Act relative to certificates as to payment of legacy taxes. To the Committee on Ways and Means.

Correction

Merrimack County

Gay of New London, Chairman; Phelps of Andover, Clerk; Executive Committee: Bunten of Dunbarton, Leonard of Franklin, Turner of Canterbury, Sargent of Danbury, Comi of Concord, Mulaire of Hooksett, Davis of Concord, Woodbury of Pembroke, and the Chairman and Clerk, ex officio.

On motion of Mr. Pickett of Keene, the rules were so far suspended, as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and when we adjourn today it be to meet Wednesday morning at 11:00 o'clock.

Third Readings

House Bill No. 10, An Act relative to Contoocook Fire Precinct.

Read a third time and passed, and sent to the Senate for concurrence.

Committee Changes

Mr. Gelinas of Manchester from Public Welfare and State Institutions to Insurance.

Mr. Ayotte of Franklin from Insurance to Public Welfare and State Institutions.

On motion of Miss Faulkner of Keene the House adjourned at 11:50 o'clock.

WEDNESDAY, JANUARY 23, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

O God, we turn to Thee in the faith that Thou dost understand and art very merciful.

As we come before Thee this day, as we must always come, we would not weary Thee with our constant asking. We would not be like those who seek rewards without work. We thank Thee for the work Thou hast given us to do; and we pray to Thee now for the wisdom and the strength to do it.

Wilt Thou, O Lord, enable Thy servants here to see issues clearly, before they are hidden in crisis, and help them to seek and to choose the right course. And may they follow Thy guidance for the good of *all* the people, that Thy will may be done in this State. For Jesus' sake. Amen.

Salute to the Flag

Mrs. Ayer of Pittsfield led the Convention in the salute to the flag.

Leave of Absence

Mr. Lougee of Hampton was granted leave of absence for the day on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Dana of Laconia, House Bill No. 119, An Act relative to illuminated signs for roadside advertising. To the Committee on Public Works.

By Mr. Dewey of Manchester, House Bill No. 120, An Act relative to counting ballots at primary or biennial elections. To the Committee on Executive Departments and Administration.

By Mr. Jones of Lebanon, House Bill No. 121, An Act relating to municipal water works. To the Committee on Executive Departments and Administration.

By Mr. Walsh of Manchester, House Bill No. 122, An Act relative to payment of unemployment benefits at the local district offices. To the Committee on Labor.

By Mr. Beamis of Somersworth, House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly. To the Committee on Ways and Means.

By Mr. Peever of Salem, House Bill No. 124, An Act relative to motor vehicle driver training. To the Committee on Judiciary.

By Mr. Eaton of Stoddard, House Bill No. 125, An Act relative to age limits for laws on delinquent children. To the Committee on Judiciary.

By Mr. Eaton of Stoddard, House Bill No. 126, An Act relative to keeping motor vehicles free from obstructions of ice and snow. To the Committee on Transportation.

By Mr. Shattuck of Danville, House Bill No. 127, An Act relative to duties of tax commission in equalization of taxes. To the Committee on Municipal and County Government.

By Mr. Vaughan of Newport, House Bill No. 128, An Act in relation to the powers of the state board of education over nurse education. To the Special Joint Committee consisting of members on Education and Public Health.

By Mr. Vaughan of Newport, House Bill No. 129, An Act in relation to the board of nursing education and nurse registration. To the Special Joint Committee consisting of the Committees on Public Health and Education.

By Miss Loizeaux of Plymouth, House Bill No. 130, An Act to clarify the relationship between the board of nursing education and nurse registration and the state department of edu-

cation and to provide for the acceptance of federal aid for practical nurse training. To the Special Joint Committee consisting of Education and Public Health.

By Mr. Davis of Conway, House Bill No. 131, An Act relating to the reporting of joint bank deposits for legacy and succession tax purposes. To the Committee on Judiciary.

By Mr. Green of Manchester, House Bill No. 132, An Act establishing the militia. To the Special Joint Committees consisting of Judiciary and Military and Veterans' Affairs.

Concurrent Resolution

Mr. McMeekin of Haverhill offered the following concurrent resolution:

Resolved, That the House of Representatives will be ready to meet with the Honorable Senate at 11:00 o'clock on Thursday for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make.

On a *viva voce* vote the concurrent resolution was adopted.

Qualified

Representative Pike of Fitzwilliam, having qualified before His Excellency, the Governor, on January 15th, appeared during the session and took his seat as a member of the House.

On motion of Mr. Pickett of Keene, the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, and when we adjourn today it be to meet Thursday morning at 11:00 o'clock.

On motion of Mrs. Hill of Conway the House adjourned at 11:20 o'clock.

THURSDAY, JANUARY 24, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

We pray this morning for our troubled world, wandering in the twilight of an uncertain peace. In our hearts we know that this is no true peace, but only suspicion and fear. We

beseech Thee, O God, to make Thy Holy Spirit deeply felt among the leaders of the nations as they seek a way by which the peoples of the earth can live at peace with one another.

Almighty God, Who hast given us this good land for our heritage, we humbly beseech Thee to endue with the spirit of wisdom and courage those assembled here today, that our homes may be blessed and our freedom and liberty may long endure.

We pray through Jesus Christ our Lord, Amen.

Salute to the Flag

Mrs. Berry of Barrington led the Convention in the salute to the flag.

Joint Convention

Budget Message of Governor Lane Dwinell
Delivered to the General Court on January 24, 1957

ADDRESS OF GOVERNOR LANE DWINELL
TRANSMITTING THE EXECUTIVE BUDGET
TO THE GENERAL COURT, JANUARY 24, 1957

Mr. Speaker, Mr. President, Members of the General Court:

The management of public funds is both a serious responsibility and a test of character. Under our democratic system of government, the citizens are assured that many — rather than a few — must share each decision as to what taxes should be levied upon them, and how the revenues of government should be expended.

In the traditional New England town meeting, every citizen has his opportunity to support or oppose the outlays asked for local government. In our own state government this same tradition works to protect the best interests of every New Hampshire resident.

Those of you who are newcomers to the Senate and the House should take note that a biennial budget is neither quickly prepared nor lightly presented. The budget requests from the various branches of government were in my hands by last October 1. Since then, they have undergone lengthy and searching investigation. Hundreds of hours have been devoted to hearings and to conferences with the chief fiscal officers of the state, and the department heads and their advisers. Line by line, each request from each department has been reviewed.

Hereafter, my best judgment is subject to your own revaluation. You have among the membership of your appropriations and finance committees, men and women well qualified to weigh each item of proposed expenditure. Finally, each of you will have a personal chance to voice your approval or disapproval. This is as it should be; under our state constitution, we have a collective obligation to the people of New Hampshire, to make sure that their money is wisely used for the public well-being.

Total recommended expenditures for the next two years amount to $155,134,744 or $77,567,372 a year. The major factor in the current increase, which amounts to $27,000,000 a year over the rate of expenditure during the past biennium, is a greatly expanded highway construction program. Others include increased investments in our public schools, in the University of New Hampshire, and in our state employees.

The overall increase also reflects two other important influences. The first is that as our economic condition prospers, and our statewide income, living standards and living costs more nearly approach the national average, our expenses of government — like all other costs — also rise, and remind us painfully that few of the best things in life are free.

The second is that with the helpful surveys and studies made in various areas of our state government during the last two years, we can now confidently undertake to correct certain deficiencies in our services to the public, for which a real and justified demand exists.

The total net appropriations recommended from the general fund, including debt service, amount to $19,500,000 for the fiscal year 1958, and $19,900,000 for the fiscal year 1959.

These appropriations can be met from our existing sources of revenue at their present rates of assessment. The only legislation which will be asked of you, to provide these funds, is the re-enactment of the present five dollar head tax. I therefore recommend that we continue this tax for two more years. I also urge that this tax be re-enacted well before the April 1st assessment date, and that — as a proven source of revenue — it not be delayed for the consideration of any experiments in new and untried fields of taxation.

This means that the portion of our state budget dependent on general fund revenues is presently in balance. Many critics at one time or another have chided the administrators of your

state government, and the legislators as well, for their reluctance to propose and adopt sources of new revenues. It has been asserted that the state fails to render vital services because it lacks sufficient funds, that we have been, and will remain, unable to increase such vital services in the future.

Neither assertion is based on full knowledge of our current revenue picture, nor of the steadily improved controls exercised by the legislative and executive authority over public spending.

Increasing economies, year by year, make available to us the funds to support more and more necessary services. A key factor has been the requirement, established by Governor Gregg and enforced during my own term in office, that each state department live year by year within the appropriation voted it by the legislature. Every department has done this during the past biennium, many by substantial margins. Behind this achievement has been the steadfast seeking out of ways to save money — a search which our administrative records will prove has been highly effective.

Our existing general fund revenues are far more flexible, and far more responsive to general prosperity than most of us have realized. They have continually expanded with the statewide growth of business and income. We may expect them to continue to expand, with the economy of the country as a whole. As a state government, our task has been to give careful encouragement to the present sources of these revenues. We should continue this intelligent, deliberate encouragement in the future, in the belief that we may thus avoid for some time to come any recourse to new, broad base taxation.

It is now estimated that our general fund surplus on June 30 this year will amount to $3,710,000. This compares to a surplus of $2,636,164 two years ago, and simply means that our income for the two-year period will have exceeded our expenditures by more than $1,000,000.

This favorable condition of our general fund, the best in nearly ten years, will enable us to meet the reasonable requirements of all our state departments and institutions. We can fully implement the present formulas for state aid to education, both as to equalization aid and school building assistance. We can increase the grant for the coming biennium to the University of New Hampshire by $680,000. We can provide

nearly 2¾ million dollars from the general fund for adequate salary increases for both our classified and unclassified state employees. Based on presently anticipated revenues, even after these major increases in our expenditures we should have a surplus on June 30, 1959 of close to $300,000.

All this is possible because, in addition to the savings effected by proper management of public affairs, our revenues themselves, with very little change in their rates of assessment, will have increased more than 50 percent since the biennium ending June 30, 1951.

I ask you to keep this in mind as I turn now to brief discussions of some of the more important individual budgets, where the size of the recommended appropriations justifies your especial attention.

State Institutions

I recommend an increase of $696,899 over our current appropriations for our six state institutions, excluding the amount necessary for proposed salary increases. Of this sum, $433,615 is for the state hospital, and $205,930 for the Laconia State School. These increases for the institutions reflect some additions to personnel for the staffing of new facilities at the state hospital and the industrial school, and for an additional 23 employees at the Laconia school, of whom 14 are attendants.

I am assured by the personnel division, and by those having direct responsibility for the assignment of personnel at Laconia that sufficient staff is provided for complete 24 hour, seven day a week coverage of every child-caring ward, in every building at this institution. It is my considered judgment that the funds recommended for our institutions are adequate to provide both for the projected increase in patients or inmates, and for the operating costs of new physical facilities which will be in service during the budget period.

Public Welfare

The appropriations recommended for the Department of Public Welfare show a decrease of $420,268 from the current biennium. This is the result of a declining caseload and of adjustments which have been made in the costs of the medical welfare program. I am sure it is just as gratifying to you as it is to me, to find a decline in the needs of this major state

agency, which spends more state and federal dollars than any other, excepting only the Highway Department.

This has been brought about, primarily, by the high level of our prosperity and employment conditions. We can also credit in part the increased social security coverage, the increased collections by our probation department, and the increased benefits for disabled persons under the federal social security act. It is also a tribute to our rehabilitation programs and to the tight controls effected by the administration of this department.

Probation

I am recommending an increase of appropriations for the Probation Department to provide for additional probation officers and clerical employees to assist them, as well as to open another district office. The growth of our population, and the unfortunate increase in juvenile delinquency, and, may I add, in adult delinquency, require that we act to lighten the heavy average caseload now carried by the present staff.

Although the Probation Department has developed substantial savings to the Welfare Department, and to the state as a whole, through its collections on court orders, the work cannot and should not be measured in terms of dollars and cents collected. The primary responsibility for probation should be found in the help it can give to the less fortunate of our citizens who come under its jurisdiction.

Education

As I have already said to you in my inaugural address, I believe that you should provide the full amount for equalization aid to education required by the existing formula. If my recommendation is adopted, it will be the first time in many years that a General Court has appropriated the full amount of funds required by existing law for state aid to education.

I also recommend that you vote the full amount required for the school building assistance program, begun by the 1955 Legislature. During the current biennium, total state aid for education in both of these categories amount to $2,750,000. My recommendations would increase this by about one-third, to $3,603,572.

Two years ago the General Court permitted the Board of Education to take up to $50,000 annually from the equalization aid appropriation so as to continue the area vocational

schools. I believe that both the area vocational schools, which assist our high school students to learn skills which later can help them earn a living, and the equalization aid program, which directly helps our cities and towns, deserve state assistance.

I am therefore recommending the appropriation of $50,000 each year for the area vocational schools. This will serve also to free that sum for distribution to needy school districts.

Planning and Development

My recommendations for the Planning and Development Commission show an increase of $182,835 over the funds allocated in the previous budget. The largest additions here are $126,000 for direct advertising and promotion, and $31,000 for the industrial division.

I cannot urge upon you too strongly the desirability of these proposals. They will enable us to intensify our promotion and development of new industry, and thus help to create new or better jobs for New Hampshire people. They will enable us to advance our competitive position in the promotion of our recreational facilities, and of vacation travel into our state.

Let me repeat what I have said on previous occasions. We should not look to the budget of the Planning and Development Commission as the first to turn to in reducing expenditures. We live in an increasingly competitive society. There is no keener competition than that which exists among our sister states, in their struggles to lure from each other the industrial and recreational dollars which contribute so much to prosperity.

While I have suggested larger appropriations for advertising than we have previously spent in any two year period, I have not felt that I could include in this budget the cost of re-opening a New York office. If it should be your desire to provide for this, I would suggest that you grant discretion to the Planning and Development Commission to use some of the promotional funds in this manner, if in its judgment the money may be better spent in this way.

University of New Hampshire

The trustees of our state university requested of me additional funds for the biennium in the amount of $1,360,000.

The major share of this increase is for more adequate salaries, principally for instructional personnel.

More funds are also required to support the expected increase in the student body, for the operation of authorized new physical plant, and for the much needed additional maintenance of existing facilities. I do not feel that we can add the entire amount of this requested increase to our reegular general fund budget. I am therefore requesting an additional appropriation of $680,000 for the biennium, which will raise the state's total grant to the university to $2,220,218 annually. The remaining funds required by the university could be obtained from increased tuition charges, so that those who benefit most directly by the services of the university would pay more for them.

State Police

I am recommending for the State Police Department an increase of seven additional state troopers for assignment to traffic duty. In my opinion this is the minimum increase required to supply the personnel needed to cope with our greater volume of motor vehicle traffic, and to aid in an intensified drive against violators of our motor vehicle laws.

Fatalities and severe personal injuries on our highways are an increasing problem. We can ill afford to relax our efforts for increased highway safety.

Motor Vehicle

My Budget recommendation for the Motor Vehicle Department also considers this need for increased highway safety. I ask your approval of increased personnel in the Safety Division. While we must require strict observance of our motor vehicle laws, and vigorous prosecution of violators, and while our efforts to reduce injury to life and property must be strongly pressed, I believe we also need to cut down the number of traffic accidents by a more basic educational program.

There is pending before you a bill which would increase revenues by authorizing the issuance of certain special license plates at an increased fee. I urge that you grant this proposal, so that a portion of the funds derived from it can be used to support our highway safety program.

Recreation

For some years the General Court has insisted that the Recreation Division of our Forestry and Recreation Commission be self-supporting. Up to now, to the great credit of those who manage the division with careful planning and prudent operation, this edict has been followed.

I do not believe, however, that we can fairly demand that the Recreation Division continue indefinitely to operate and maintain the 36 facilities under its jurisdiction, scattered throughout the entire state, from its own revenues alone. It faces too many unknowns.

Often, the weatherman thwarts the division's best-laid plans, and the carefully estimated revenues vanish into thin air. Few of us who have not operated a highly speculative, seasonal business, dependent alike upon the weather and the caprice of public tastes, can appreciate the problems and frustrations inherent in such an undertaking.

Furthermore, increased debt service and maintenance costs have added to the division's problems. These burdens must be shouldered regardless of the business done. The higher payrolls resulting from the proposed salary increases for state employees represent yet another burden — and a heavy one.

I therefore believe that at least the operating expenses of the Division's Concord office should be provided from the general fund. I am recommending an appropriation of $50,000 a year for this purpose.

Personnel Survey

Within a few days I will submit to the legislature a progress report on the personnel survey which I was directed to make under Chapter 338, Laws of 1955. As I told you in my inaugural address recently, the benefits to the state from this survey have already been substantial.

The survey agency estimated that if all its recommendations were followed, our annual savings could reach approximately $282,000. Of this amount, we have already realized an actual net saving of $55,000 a year.

In addition, information furnished by the survey has proved invaluable to us in weighing requests for both continuations of existing positions and the creation of new positions. We have been able to deny requests for existing positions totalling about $84,000 a year. Furthermore, requests have been re-

jected for new positions amounting to about $218,000 a year. These savings on new positions were not even contemplated when the agency made its survey last year. The money not spent on these jobs can be well used for other purposes during the new biennium.

Employees Pay Increase

It seems to be agreed that the compensation of our state employees should be increased, both for classified and unclassified service. No general upward adjustment has been made since 1953. During the last four years, our state government has found it steadily more difficult, in competition with other states and with private industry, to obtain competent workers.

The Personnel Commission has now given me its recommendations, based on intensive study of this problem. They would provide for an average increase of just over 20 percent at a biennial cost, from all funds, of $5,899,132.

Previous comparisons of our pay scale have normally been made with the states of Maine, Vermont and Rhode Island — which were considered most closely comparable to New Hampshire. In its latest study, the commission compared our salary scales with all five other New England states, and also with selected positions in private industry and business.

It is true that we compete with all other New England States in some personnel classifications. I do not believe it is necessary to adjust the entire range of our state salary levels to the six-state average. I have therefore directed the personnel commission to make a further study based solely on Maine, Vermont and Rhode Island. This new study shows that to adjust our pay scale fully at this three-state level would call for an average salary increase of 11 percent.

But if we were simply to set our pay levels at the average of these three states, we would not sufficiently improve our competitive position, nor would we be making allowances for further salary increases proposed to their own legislatures.

It is very difficult to reach a formula which would wholly meet this situation. On the best information available, I recommend for your consideration an average increase of 14½ percent for classified personnel, and a comparable increase for unclassified. The commission has urged that we adopt a sliding scale of pay increases for different labor grades, based on careful comparisons with similar jobs in other states and in

private employment. My recommendations to you are based on this method, and my reduction in the amount of pay increase proposed is reflected proportionately in each job classification.

I recommend an increase for the biennium of $4,244,700, of which $2,612,000 is to come from the general fund.

I earnestly caution you against adopting any flat rate, or flat percentage, of pay increase. To do so would be to ignore the changes which have been taking place in demand for certain skills and trades, especially in the professional fields. Previous flat, across-the-board increases have served to distort the original salary curve which was carefully prepared for the special session of the legislature in 1950.

Whatever increases you may approve, in my own respectful judgment, should embody efforts to correct, and not further to exaggerate, this troublesome distortion.

Fish and Game

My recommendations for the Fish and Game Department are well within the funds which the department will receive from its present revenue sources. This will mean no substantial change from the previous biennium. I am again recommending to you that this department conform to the practice of other state agencies and use state-owned vehicles for all travel in excess of 12,000 miles annually. The extension of this policy in other departments has resulted in very considerable savings during the last two years. I see no justifiable reason why the Fish and Game Department should not adhere to standard, thrifty procedures in this respect. It is conservatively estimated that $15,000 annually can be saved, releasing this sum to assist in carrying out other necessary work for the department, the budget as submitted to you reflects this recommendation.

Highways

The gigantic federal highway program authorized by the last congress has received nationwide attention. I will not expand on the details of this program, except to say that it will treble our regular highway budget for the next two years. It will increase by more than one-half the combined construction effort of our regular highway program, plus our turnpike construction in the present biennium.

While a major part of this expansion will be financed 90% by the federal government, you should know also that

there has been a substantial increase in those regular federal funds which the state must match on an equal 50% basis. In addition, we must increase, and in my judgment greatly increase, our appropriations for maintenance of several thousand miles of existing state highways which we cannot reconstruct within the next few years. The funds for this increased maintenance must be provided entirely by the state. I am recommending an increase of $2,000,000 a year, from approximately $5,500,000 to $7,500,000.

Because of the tremendous increase of highway needs, especially as the result of the new interstate federal program, and having in mind the necessity of finding sufficient revenue to match the new federal funds and at the same time meet the greatly expanded requirements of the state program, I have given thorough attention to the budget requests of the Highway Department. I have personally reviewed, and caused to be reviewed by others, each item of proposed expenditure. I have reviewed the estimates of income from existing sources of revenue with the Commissioner of Public Works and Highways, and with the Commissioner of Motor Vehicles. I have examined the unexpended balances of previous appropriations which might be available.

I have been able to reduce the anticipated deficiency in funds available for the work of the department from an estimated $14,000,000 to $8,837,060. I am confident that this sum represents the minimum additional requirement to carry out the expanded highway program. There are three ways to provide this money:

— borrow the entire amount
— raise taxes for the entire amount
— or by a combination of the two methods

I recommend the latter course, for two reasons. Available estimates indicate there will be a bulge in the amount of money needed for the next two years, because the thirteen-year interstate federal program will stabilize at a somewhat lower level after 1959. Past experience suggests that our revenues may increase more than we have previously anticipated.

Since we expect to initiate a quarter of the thirteen-year program within the next two years, I recommend to you an increase of one cent in the tax on gasoline, and an authorization of $5,000,000 in additional highway bonds. To me this is the prudent course to follow. The most optimistic estimates of

our present five cent per gallon gasoline tax will not support the expanded construction and maintenance program. The sooner we begin the collection of this additional tax, the less we will have to borrow, the less interest we will have to pay, and the less will be the eventual cost to the motoring public. While the additional bonded indebtedness of $5,000,000 will increase our total bond authorizations for highway purposes to $22,510,000, it should be pointed out that only $8,510,000 in bonds are now outstanding.

You will be told that these funds are unnecessary because there is a time lag between the appropriation of funds and the actual payments made on highway contracts. Since, by their very nature, these contracts run over a considerable period of time, I will agree that there is a time lag. I must remind you, however, that our Highway Department cannot enter into any contracts for which funds have not first been made available by the legislature. Do not let anyone tell you that the Highway Department has many millions of free cash on hand. The actual cash balance in the highway fund as of the close of business yesterday, January 23, 1957, was exactly $734,931.13.

In listing three possible approaches to the financing of the highway program, I did omit a possible fourth alternative. This would be that we do not even seek the funds to fully carry out the program. Such a course would be unthinkable to me. I am equally sure it would be unacceptable to the people of our state. All of us want, and our people deserve, more new highways and a much higher standard of maintenance on existing highways. I am sure you will join with me in facing this problem squarely and courageously.

Franchise Tax on Gas and Electric Utilities

No discussion of the state's finances would be complete without reference to the present status of the franchise tax on gas and electric utilities enacted in 1931.

There is currently pending a suit against the state by the Public Service Company of New Hampshire, testing both the constitutionality and the equity of this franchise tax, which has been annually levied for more than 25 years. This case is now being referred to the Supreme Court for final decision. Taxes in the amount of $1,358,221 have been paid to the state under protest, and have been included in our general fund revenues. My estimates for the next biennium forecast the

continuation of this tax at its current level of assessment. Until a decision is obtained from the court, no recommendation can be made with respect to this revenue source. If the state's position is upheld, no action will be necessary. If the court finds against the state, I will submit to you recommendations for the replacement of any revenues which may be lost.

Estimation of Revenues

One more reference to the state's revenues should be made. In previous budgets, there has been a tendency to be too conservative in estimating future income. In this budget, I have attempted to project a more realistic forecast of the revenues which can be expected in the next two years. I have assumed that a moderate expansion in the economy will continue and that prosperity will remain with us. I believe this approach will depict with more accuracy the fiscal situation when the next budget period ends on June 30, 1959.

Additional Spending Requests

During every session of the General Court, there are certain appropriations made which cannot be anticipated by the Governor in his executive budget. Many of these are small; many cannot be avoided. We will all recognize, I am sure that every such appropriation will reduce the estimated surplus. I urge that you exercise the greatest consideration before approving these extra requests. If they are kept within reason, there should be sufficient funds to cover them from the unexpended balances of this year's appropriations, which can be expected to lapse this next June 30. If we can keep them within bounds, they will not upset the balance now existing in the budget submitted to you.

Debt Service

Bonded debt results primarily from capital expenses. It is therefore more closely related to the capital budget, which I will submit to you during February. The requirements for both retirement and interest charges of our debt, however, are met by the operating budget. Debt service requirements from the general fund will amount to $1,372,699 for fiscal 1958 and $1,356,808 for fiscal 1959. These show no substantial increase over the amounts required in the present biennium, because recent legislatures have been prudent in their authorization of

bonds which were not on a self-liquidating basis. General fund bonds authorized, but not yet issued, total $10,639,249. To a large extent they are for employees and teachers' retirement systems to be issued over a long period of time.

I am glad to point out that one of the principal effects of the integration of the Employees' Retirement System with Federal Social Security, authorized by your 1955 session, at my suggestion, is to reduce by several million dollars the amount of bonds which are to be issued.

Supplemental General Fund Budget

There are certain areas to which the state government may well owe more responsibility than it has been willing to admit. I refer particularly to the burden carried by the local property taxpayer. Property taxes throughout our state have risen steadily, due principally to the greatly increased costs of education.

There is no indication that this upward trend will stop, or even slow down. The ownership of property, by mills, by stores, by shops, by landlords, and by the average homeowner, can well become a disadvantage. One of the surest ways the state can relieve this situation is to increase further its own appropriations for education.

Another area for possible increase in state responsibility is that of higher education. We pride ourselves in our state university. We should consider raising the level of state support so that fully adequate higher education can be available to more of our sons and daughters.

It is my intention in the near future to discuss these needs more fully, in a supplemental budget proposal which will offer additional appropriations for three specific purposes:

1. To further increase school equalization aid
2. To further increase school building construction aid
3. To provide an additional grant to the University of New Hampshire.

In this supplemental budget I shall make recommendations to show how the necessary funds could be obtained without the imposition of any new broad base tax.

Conclusion

The recommendations contained in this budget message may be summarized as follows:

1. I have recommended a general fund budget which is balanced, with no changes in our present tax structure.

2. I have recommended a greatly increased budget for the the Public Works and Highways Department, to be financed by an increase of one cent per gallon in the gasoline tax, and by the authorization of $5,000,000 in additional bonds.

3. I have recommended no additional boards, or commissions, or departments, or functions of state government.

4. I have proposed a total increase of $853,572 for state aid to education.

5. I have provided for a biennial increase of $4,244,700 in salaries, of which $2,612,000 is to come from the general fund.

In presenting this budget to you more than three weeks earlier than the date required by law, I hope that I have made a contribution to shortening the length of the 1957 session. Your own committees have also made most commendable progress on the budgets of individual departments which I was able to make available at the opening of the session. In my judgment this auspicious start will make it possible for you to speed your work without the risk of ill-considered action.

It has been traditional for a Governor to urge that no legislature provide for more appropriations than can be met with the revenues available. Such an admonition has become unnecessary. However much we may disagree on the details of appropriations or on the means of raising revenue, New Hampshire people and their representatives in Concord are irrevocably committed to a balanced budget and a solvent state government. This is the prudent and thrifty course. In this philosophy we cast aside partisan political considerations. We are dedicated to uphold the traditions of our great state, which as one of the thirteen original colonies, and the ninth state to ratify the federal constitution, has always taken pride in setting an example of fiscal responsibility in government.

On motion of Senator Caron, District No. 17, the Convention rose.

House

Leave of Absence

Mr. Peever of Salem was granted leave of absence for the day on account of important business.

Speaker's Ruling

In regard to the deadline for filing of bills, any bill filed in the office of the Attorney General before 5:00 o'clock today will be considered as introduced into the House under the rules. An outline of the bill and the sponsor with title will be considered sufficient.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Miss Faulkner of Keene, House Bill No. 133, An Act to provide for the registration of private nursery schools. To the Committee on Education.

By Miss Faulkner of Keene, House Bill No. 134, An Act to establish uniform minimum compensation for the maintenance and care of dependent children in homes for children. To the Committee on Public Welfare and State Institutions.

By Mr. Geisel of Manchester, House Bill No. 135, An Act relative to income tax. To the Committee on Ways and Means.

By Mr. McMeekin of Haverhill, House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court. To the Committee on Judiciary.

By Mr. Fortier of Berlin, House Bill No. 137, An Act relative to sick leave for state employees. To the Committee on Executive Departments and Administration.

By Mrs. Atwood of Sanbornton, House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanbornton. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules were so far suspended as to dispense with the printing of House Bill No. 138.

By Mr. Keough of Gorham, House Bill No. 139, An Act relating to tuition of elementary and high schools. To the Committee on Education.

By Mr. White of Concord, House Bill No. 140, An Act providing for the registration of plumbers. To the Committee on Public Health.

By Mr. Merrifield of Sunapee, House Bill No. 141, An Act relative to season for taking wild deer. To the Committee on Fish and Game.

By Mrs. Frizzell of Charlestown, Mr. Jones of Lebanon and Mr. McMeekin of Haverhill, House Bill No. 142, An Act relative to taxation of real estate and personal property. To the Committee on Ways and Means.

By Mr. Bloomfield of Claremont, House Bill No. 143, An Act relative to limitations on investments of savings banks. To the Committee on Banks.

By Mr. Peever of Salem, House Bill No. 144, An Act relative to the sale of drugs. To the Committee on Public Health.

By Mr. Eastman of Weare, House Bill No. 145, An Act legalizing the biennial election, 1956, in the town of Weare. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules were so far suspended as to dispense with the printing of House Bill No. 145.

By Mr. Eastman of Weare, House Bill No. 146, An Act providing for an additional member of the state board of health. To the Committee on Public Health.

By Mrs. Frizzell of Charlestown, House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the general court. To the Committee on Executive Departments and Administration.

By Mr. Cheney of Newton, House Bill No. 148, An Act relating to fees for guide licenses. To the Committee on Fish and Game.

By Mr. Cheney of Newton, House Bill No. 149, An Act relative to fish and game license fees. To the Committee on Fish and Game.

By Mr. Merrifield of Sunapee, House Bill No. 150, An Act relative to taking of wild deer on islands by bow and arrow. To the Committee on Fish and Game.

By Mr. Beamis of Somersworth, House Bill No. 151, An Act to promote the discovery of truth. To the Committee on Judiciary.

By Mrs. Hill of Conway, House Bill No. 152, An Act in relation to the profession of nursing. To the Special Joint Committee composed of the Committees on Public Health and Education.

By Mr. Merrill of Exeter, House Bill No. 153, An Act granting prior teaching service credit to certain personnel of the state department of education in the state employees' retirement system. To the Committee on Education.

By Mr. Bennett of Keene, House Bill No. 154, An Act relating to the equipment of motor buses. To the Committee on Transportation.

By Mrs. Ayer of Pittsfield, House Bill No. 155, An Act authorizing special number plates for deputy sheriffs. To the Committee on Transportation.

By Mr. Bigelow of Warner, House Bill No. 156, An Act relating to disposal of roadside brush. To the Committee on Resources, Recreation and Development.

By Mr. Geisel of Manchester, House Joint Resolution No. 10, Joint Resolution relative to ascertaining the desires of the people on the question of taxation. To the Committee on Judiciary.

By Mr. Bragdon of Amherst, House Joint Resolution No. 11, Joint Resolution for reimbursement to town of Amherst for payments for porcupine bounties. To the Committee on Claims.

By Mr. Haley of Keene, House Joint Resolution No. 12, Joint Resolution relating to the town of Gilsum. To the Committee on Claims.

Committee Reports

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 29, An Act defining the

term "governor and council", having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred House Bill No. 34, An Act relating to voiding of certain real estate mortgages, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Currier of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wood of Portsmouth, for the Committee on Public Health, to whom was referred House Bill No. 27, An Act relating to false procurement of narcotics, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Senate Message

A message sent down from the Honorable Senate, by its Clerk, announced that the Senate had passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places.

Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged and the charter of the Young Men's Christian Association of Laconia.

Senate Bills Read and Referred

The following Senate bills were severally introduced, read a first and second time, and referred as follows:

Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places. To the Committee on Ways and Means.

Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged and the charter of the Young Men's Christian Association of Laconia. To the Committee on Executive Departments and Administration.

Resolutions

Mr. Walker of Concord offered the following resolution:

Resolved, that the Clerk be instructed to procure 1500 printed copies of the Governor's Budget Message.

On a *viva voce* vote the resolution was adopted.

Mr. Duke of Hanover offered the following resolution:

Whereas, while we admire the heroic attempt at freedom by the Hungarians and regret the most unfortunate results, we cannot forget nor overlook the earlier attempts at freedom from the Communist yoke on the part of the democratic peoples of Poland at Poznan in early summer and again in the spontaneous student and workers uprisings early last fall throughout Poland, and

Whereas, Cardinal Wyszynski, released from prison as a result of these early fall uprisings, has advised his people to be calm and moderate in order to avoid unnecessary bloodshed and damage to property, and also last week advised the people to vote, this past Sunday, for Wladyslaw Gomulka and his fellow Communists, and

Whereas, in order to win this election as first secretary Gomulka had to tell his people the day before the election, that to cross out Communist candidates' names from the ballot would be to "cross Poland from the map of European states," thereby acknowledging openly that the threat of Soviet armed attack is the only final guarantee of Communist power, and

Whereas, faced by the choice of probable Soviet military attack or rule by native Communists the only choice for the Polish people was the latter, as the better of two available alternatives, therefore be it

Resolved, that the members of the New Hampshire House of Representatives are not surprised by the published results of this election; that 90% voted in favor of the listed candi-

dates, and we are of the opinion that if it were a truly free election the result would be just the reverse, and we do not believe that this election reflects the accurate sentiments of the people of Poland, but we hope that the election will give to them somewhat better sovereignty and independence, better living conditions, and permit them to enjoy more of the fruits of their labors than they have had during the past ten years, and that the day will soon come when Poland will be really free and rejoin our family of Democratic countries, and be it further

Resolved, that the Secretary of State be instructed to transmit a copy of this resolution to each member of our Congressional Delegation in Washington and to the Clerk of the Foreign Relations Committee of the U. S. Senate.

The resolution was referred to the Committee on Judiciary.

Concurrent Resolution

Mr. Lacasse of Berlin offered the following concurrent resolution:

Whereas, the Division of Personnel for the State has promulgated rules governing annual leave for certain state employees, and

Whereas, these rules do not provide for additional annual leave for long service employees, and

Whereas, it is the desire of the General Court to recognize the long and faithful service of these employees, therefore be it

Resolved, by the House of Representatives, the Senate concurring

That this General Court hereby goes on record as favoring the granting of an additional one-quarter day per month for each classified state employee of ten years longevity, and in addition thereto, another one-quarter day per month for each five year period in excess of ten years longevity, and be it further

Resolved, that a copy of this resolution be transmitted to the Director of the Division of Personnel for the State of New Hampshire.

The concurrent resolution was referred to the Committee on Executive Departments and Administration.

On motion of Mr. Pickett of Keene the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, that third readings of bills be by title only, and when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Third Readings

House Bill No. 29, An Act defining the term "Governor and Council."

House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings.

House Bill No. 27, An Act relating to false procurement of narcotics.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mrs. St. Pierre of Rochester at 12:22 o'clock the House adjourned.

TUESDAY, JANUARY 29, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

O Lord God, Creator of all the world, Thou has blessed man with noble powers. Wilt Thou teach us now to seek the good, that we may wisely *use* these powers.

We thank Thee for the opportunity to serve Thee as we gather together as members of this body. We thank Thee for entrusting us with this responsibility of government. Wilt Thou grant, O God, that we may understand our duty to Thee and to the people we represent. And wilt Thou enlighten us today that we may approach this sacred task with clear minds, pure hearts and an unfailing devotion to what is just and right.

We pray in the name of Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Blanchette of Dover led the Convention in the salute to the flag.

House

Election of Clerk

Mr. Plumer of Bristol placed in nomination for Clerk George T. Ray, Jr. of Bristol.

Mr. Walker of Concord seconded the nomination.

Mr. Craig of Manchester moved that the nominations for Clerk be closed and that the Assistant Clerk cast one ballot for George T. Ray, Jr.

On a *viva voce* vote the motion prevailed and the Chair declared Mr. Ray elected Clerk of the House.

Mr. Ray then appeared and was duly qualified by taking the oath as Clerk administered to him by Mr. Tiffany of Concord.

Leaves of Absence

Mr. Peever of Salem was granted leave of absence for the day on account of important business.

Mr. Chamberlain of Holderness was granted leave of absence for the day on account of illness.

Miss Collyer of Lisbon was granted indefinite leave of absence on account of illness.

Mr. Keough of Gorham was granted indefinite leave of absence on account of illness in the family.

Mrs. Cooper of Nashua was granted leave of absence for the week on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Foote of Portsmouth, House Bill No. 157, An Act authorizing the licensing of dog races on which the parimutuel system of betting shall be permitted. To the Committee on Ways and Means.

By Mr. O'Neil of Concord, House Bill No. 158, An Act relative to membership of state personnel system. To the Committee on Executive Departments and Administration.

By Mr. Deans of Milford, House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities. To the Committee on Municipal and County Government.

By Mr. Monahan of Hanover, House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire ex-

pense. To the Committee on Resources, Recreation and Development.

By Mr. Karagianis of Laconia, House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs. To the Committee on Municipal and County Government.

By Mr. Clement of Rochester, House Bill No. 162, An Act relating to absentee voting. To the Committee on Judiciary.

By Mr. Rathbone of Exeter, House Bill No. 163, An Act relative to town public officials being barred from certain private dealings. To the Committee on Municipal and County Government.

By Mr. Larty of Haverhill, House Bill No. 164, An Act changing classification of the so-called Frazer road. To the Committee on Public Works.

By Mr. King of Manchester, House Bill No. 165, An Act to provide state aid for nursing education. To the Joint Committee on Education and Public Health.

By Mr. Crosby of Hillsborough, House Bill No. 166, An Act relative to the state emblem. To the Committee on Executive Departments and Administration.

By Miss Collyer of Lisbon, House Bill No. 167, An Act relative to increase in fish and game fees. To the Committee on Fish and Game.

By Mr. Kearns of Manchester and Mr. Pillsbury of Manchester, House Bill No. 168, An Act providing for released time from school attendance for religious education. To the Committee on Education.

By Mr. Lesmerises of Manchester and Mr. Gauthier of Manchester, House Bill No. 169, An Act relative to the promotion for certain employees in the city of Manchester. To the Special Committee composed of the Delegation from the City of Manchester.

By Mr. King of Manchester, House Bill No. 170, An Act relative to the filing of declarations of candidacy. To the Committee on Judiciary.

By Mr. Nettleton of Groton, House Bill No. 171, An Act changing classification of a road in Groton. To the Committee on Public Works.

By Mr. King of Manchester, House Bill No. 172, An Act relative to lump sum settlements of workmen's compensation claims. To the Committee on Labor.

By Mr. Monahan of Hanover, House Bill No. 173, An Act relative to apportionment of expenses for forest fires. To the Committee on Resources, Recreation and Development.

By Mrs. Reney of Grantham, House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds. To the Committee on Resources, Recreation and Development.

By Mr. Monahan of Hanover, House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River watersheds. To the Committee on Resources, Recreation and Development.

By Mr. O'Neil of Concord, House Bill No. 176, An Act relative to years of service under employees' retirement system. To the Committee on Executive Departments and Administration.

By Mr. Sawyer of Brookfield, House Bill No. 177, An Act relative to interstate compact on mental health. To the Committee on Public Welfare and State Institutions.

By Mr. Monahan of Hanover, House Bill No. 178, An Act relative to the reimbursement to the White Mountain National Forest for forest fire expenses. To the Committee on Resources, Recreation and Development.

By Miss Spollett of Hampstead, House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law. To the Committee on Ways and Means.

By Miss Faulkner of Keene, House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School for Girls. To the Committee on Executive Departments and Administration.

By Mr. Craig of Manchester, House Bill No. 181, An Act relative to the location of cemeteries. To the Committee on Executive Departments and Administration.

By Mr. Malley of Somersworth, House Bill No. 182, An Act to establish the rights and qualification of nonresident real estate owners to vote. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Joint Resolution No. 13, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States with respect to the election of the president and vice president. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Joint Resolution No. 14, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the procedure for amending the Constitution. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Joint Resolution No. 15, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to the balancing of the budget. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Joint Resolution No. 16, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Joint Resolution No. 17, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the legal effect of certain treaties and other international agreements. To the Committee on Judiciary.

By Mr. Monahan of Hanover and Mr. Haskins of Lyme, House Joint Resolution No. 18, Joint Resolution relative to lookout tower on Smarts Mountain. To the Committee on Resources, Recreation and Development.

Order Vacated

Mr. McMeekin of Haverhill moved that the order whereby House Bill No. 142, An Act relative to the taxation of real estate and personal property, was referred to the Committee on Ways and Means be vacated, and the bill be referred to the Committee on Judiciary.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Dutton of Peterborough, for the Committee on Banks, to whom was referred House Bill No. 52, An Act relative to requirements for bank institutions protection against losses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Payette of Portsmouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gagnon of Berlin, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 33, An Act relating to motor vehicle violations, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "months" in the third line the words, and by striking out the words "two years" in the eighth line and inserting in place thereof the words, one year, and by striking out the words "two years" in the tenth line and inserting in place thereof the words, one year, so that said section as amended shall read as follows: 1. *Motor Vehicle Violations.* Amend RSA 262:19 (supp) as amended by 1955, 282:1 by striking out the words "sixty days" in the sixth line and inserting in place thereof the words, six months, and by striking out the words "two years" in the eighth line and inserting in place thereof the words, one year, so that said section as amended shall read as follows: 262:19. *Intoxication.* Any person who shall be convicted of operating, or attempting to operate, a motor vehicle upon any way while under the influence of intoxicating liquor, or any narcotic or habit-producing drug, shall be imprisoned for not more than six months or shall be fined not more than five hundred dollars, or both; his license shall be revoked for a period of six months and at the discretion of the court for a period not to exceed one year. Upon a second con-

viction he may be imprisoned for not less than one month nor more than six months, and fined not less than one hundred dollars nor more than five hundred dollars; his license shall be revoked and he shall be ineligible for a license for the next three calendar years.

The bill was laid upon the table for printing of the amendment and will be acted upon under the regular order of business on Thursday.

Mr. Metcalf of Tilton, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 37, An Act relative to the time for presentation of transfer cards to supervisors of the check-list, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 38, An Act increasing fee for witnesses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Defer Effective Date.* Amend RSA 21 by adding after section 40 the following new sections: 21:41. *Declaration of Purpose.* In the interest of the uniform and effective administration of the law, it is the declared purpose hereof to defer the effective date of all laws, except resolutions, for a period of sixty days following passage so far as practicable.

21:42. *Effective Dates.* Unless otherwise specifically provided by the general court, each law, other than a resolution, passed by the general court shall take effect on the sixtieth calendar day following passage, excluding the date on which it is signed by the governor, or the last date on which the general court acts on the matter, as the case may be. The secretary of state shall so record the date each law was enacted and its effective date on all engrossed and printed copies of each law, and such record shall be conclusive.

2. *Repeal.* RSA 21:40, relative to when laws take effect, is hereby repealed.

3. *Takes Effect.* This act shall take effect on February 15, 1957.

The Clerk read the amendment.

The question being on the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke against the amendment.

Mr. Green of Manchester spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Cooper of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational Society in Nashua, to consolidate into one corporation named, Unitarian-Universalist Church of Nashua, New Hampshire, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Angus of Claremont, for the Committee on Labor, to whom was referred House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

The Clerk read the amendment.

Amend the bill by inserting after section 15 the following new section to read as follows: 16. *Discrimination.* Amend RSA 282:13 by inserting after paragraph C the

following new section to read as follows: D. *Prohibition Against Discrimination.* No person shall discriminate in any way against another person because of his appearance or intended appearance as a witness or party, or for giving or furnishing information in connection with any proceeding under this chapter or an appeal therefrom. Any person who violates any provision of this subsection shall be subject to the penalties provided in section 14 of this chapter.

Further amend the bill by renumbering sections 16, 17, and 18 to read 17, 18 and 19.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 67, An Act relating to the homestead right on mortgage foreclosure, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Deans of Milford, for the Committee on Municipal and County Government, to whom was referred House Bill No. 14, An Act legalizing the biennial election of 1956 in the town of Pittsfield, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Roberts of Conway, for the Committee on Municipal and County Government, to whom was referred House Bill No. 23, An Act legalizing the biennial election, 1956, in the town of Washington, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pinkham of Northwood, for the Committee on Public Health, to whom was referred House Bill No. 16, An Act relative to non-resident hairdressers and hairdresser demonstrators, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bennett of Keene, for the Committee on Transportation, to whom was referred House Bill No. 13, An Act providing for refund of fees paid for operator's license under motor vehicle laws in case of death or incapacity of holder of license, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Russell of Berlin, for the Committee on Transportation, to whom was referred House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting before the word "without" in the second and sixth lines the words, or license to operate a motor vehicle, and by inserting after the word "registration" in the thirteenth and fifteenth lines the words, or license, so that said section as amended shall read as follows:

1. *Motor Vehicle Registration.* Amend RSA 260:4 by inserting after the words "register a motor vehicle" the words, or license to operate a motor vehicle without first showing or causing to be shown to the issuing person a tax collector's receipt for the payment of any poll and head taxes for which he is liable for the preceding year or, so that said section as amended shall read as follows: 260:4. *Payment of Poll Tax Required.* No person shall obtain a permit to register a motor vehicle, or register a motor vehicle, or license to operate a motor vehicle, without first showing or causing to be shown to the issuing person a tax collector's receipt for the payment of any poll and head taxes for which he is liable for the preceding year or without first executing an affidavit under the pains and penalties of perjury that he has paid all poll and head taxes for the preceding year for which he is liable or been lawfully relieved from such payment by reason of exemption or abatement; provided, however, that a permit or registration or license, as the case may be, may be issued if the

selectmen or assessors shall certify that in their opinion the applicant should be granted such permit, registration, or license even though such taxes have not been paid.

Amend section 2 by inserting before the word "without" in the third and eighth lines the words, or license to operate a motor vehicle; by inserting after the word "year" in the fifth and tenth lines the words, unless said official or person has in his possession records indicating such taxes have been paid, so that said section as amended shall read as follows: 2. *Issuing of Permits.* Amend RSA 260:5 (supp) as amended by 1955, 39:2, 1955, 50:17 and 1955, 125:1 by inserting after the word "vehicle" in the third line the words, or license to operate a motor vehicle without first requiring the applicant or his agent to show a tax collector's receipt for the payment of any poll and head taxes for which the applicant is liable for the preceding year unless said official or person has in his possession records indicating such taxes have been paid, or, so that said section as amended shall read as follows: 260:5. *Affidavit Required.* No official or other person shall issue a permit to register a motor vehicle, or registration for a motor vehicle or license to operate a motor vehicle without first requiring the applicant or his agent to show a tax collector's receipt for the payment of any poll and head taxes for which the applicant is liable for the preceding year unless said official or person has in his possession records indicating such taxes have been paid, or without first requiring the applicant to make an affidavit under the pains and penalties of perjury that all poll and head taxes for which he is liable for the preceding year have been paid. Any person who shall violate the provisions of this section shall be fined not more than fifty dollars.

Further amend the bill by striking out sections 3 and 4 and renumbering section 5 to read section 3.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 44, An Act providing for exemptions and credit on the taxation of incomes, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fortin of Greenville, for the Committee on Transportation, to whom was referred House Bill No. 25, An Act relative to initial motor vehicle number plates, having considered the same, reported the same with the recommendation that the bill ought to pass.

Mr. Sanborn of Hampton Falls moved that House Bill No. 25 be recommitted to the Committee on Transportation.

The question being on the motion to recommit.

(Discussion ensued)

Mr. Sanborn of Hampton Falls spoke in favor of the motion.

Messrs. Soucy of Manchester, Kearns of Manchester, McMeekin of Haverhill, Street of Sharon, Pickett of Keene and Pillsbury of Manchester spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill be ordered to a third reading?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Robb of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 21, An Act relative to overtaking and passing school bus, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

Mr. Rathbone of Exeter moved that House Bill No. 21 be recommitted to the Committee on Transportation.

The question being on the motion to recommit.

(Discussion ensued)

Messrs. Rathbone of Exeter, Malley of Somersworth, Pillsbury of Manchester, Vaughan of Newport and Pickett of Keene spoke in favor of the motion.

Messrs. Soucy of Manchester, Winston of Manchester, Carpenter of Henniker and Terry of Westmoreland spoke against the motion.

On a *viva voce* vote the motion prevailed, and the bill was recommitted to the Committee on Transportation.

Resolutions

Mrs. Taylor of Whitefield offered the following resolution:

Resolved, that the Speaker be authorized to appoint a committee of three to screen all literature and other publications which private organizations and others desire to have distributed to members in their seats.

On a *viva voce* vote the resolution was adopted.

The Chair appointed Mrs. Taylor of Whitefield and Messrs. Geisel and Kearns of Manchester to serve on the committee.

Mr. Burbank of Laconia offered the following resolution:

Whereas, this House of Representatives has learned that today is the sixty-fifth wedding anniversary of Elmer S. Tilton of Laconia and his wife, and

Whereas, Mr. Tilton is a popular member of this House from the City of Laconia, now therefore be it

Resolved, that we, the members of this 1957 session of the House of Representatives do hereby offer our heartfelt felicitations to Mr. and Mrs. Tilton and wish them many more years of happiness, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mr. and Mrs. Tilton.

On a *viva voce* vote the resolution was adopted.

Mr. Kearns of Manchester offered the following resolution:

Whereas, this House of Representatives is aware of the impending visit of that Communist Dictator Marshall Tito of Yugoslavia, to America, and

Whereas, we feel that such visit would be an unfortunate occurrence in opposition to the moral principles of the citizens of the United States, now therefore be it

Resolved, that we, the members of this House of Representatives do hereby declare our antipathy to such a visit and with many American patriots express our protestation against this crime against humanity, and be it further

Resolved, that the Secretary of State be instructed to send a copy of this resolution to Senator Styles Bridges and Secretary of State, John Foster Dulles.

The resolution was referred to the Committee on Judiciary.

Mr. Young of Pittsfield offered the following resolution:

Whereas, there is in the hands of the Treasury of the United States the proceeds of certain funds accumulated under the provisions of the Trading with the Enemy Act, and

Whereas, at the present time the proceeds of a sum in excess of (500,000,000) five hundred million dollars lie idle or are otherwise employed by the Federal Government or its agencies, and

Whereas, it is our belief that these funds can be put to a better and more constructive use: such as the support of properly accredited students in the field of science and technology, and be it

Resolved, that the New Hampshire General Court in lawful assembly gathered instruct the Secretary of State to convey to our Congressional Delegation in Washington its desire that they support and do all that in their power lies to establish in the law of the land Senate Bill No. 727, a copy of which hereunto attached, its equivalent, or better. This we deem to be in the best interests of mankind generally, and in the best interests of the United States in particular.

The resolution was referred to the Committee on Education.

Personal Privilege

Mr. Young of Pittsfield was recognized on a point of personal privilege.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee.

Senate Bill Read and Referred

The following Senate bill was introduced, read a first and second time, and referred as follows:

Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee. To the Committee on Insurance.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 6, An Act relative to borrowing by credit unions.

House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the concurrent resolution protesting the reported atrocities of Soviet Russia and the Kadar government, so called, against the Hungarian people.

Qualified

Mrs. Cary of Manchester, having appeared before His Excellency, the Governor, on Thursday, January 3rd and Mr. Francoeur of Middleton, having appeared before His Excellency on Thursday, January 24 and Messrs Karr of Newport and Betley of Manchester, having appeared before His Excellency, the Governor, on Tuesday, January 29, took their seats as members of the House.

Committee Changes

Mr. Lafond of Manchester from Liquor Laws to Public Works.

Mr. Clancy of Manchester from Public Works to Liquor Laws.

On motion of Mr. Pickett of Keene, the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, that third readings of bills be by title only, and when the House adjourns today it be to meet Wednesday at 11:00 o'clock.

Third Readings

House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses.

House Bill No. 16, An Act relative to non-resident hairdressers and hairdresser demonstrators.

House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational Society in Nashua, to consolidate into one corporation named, Unitarian-Universalist Church of Nashua, New Hampshire.

House Bill No. 38, An Act increasing fees for witnesses.

House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, switch knives, etc.

House Bill No. 52, An Act relative to requirements for bank institutions protection against losses.

House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes.

House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security.

House Bill No. 14, An Act legalizing the biennial election, 1956, in the town of Pittsfield.

House Bill No. 23, An Act legalizing the biennial election, 1956, in the town of Washington.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. Peabody of Franconia at 1:08 o'clock the House adjourned.

WEDNESDAY, JANUARY 30, 1957

The House met at 11:00 o'clock.

Prayer was offered by the Chaplain.

Hear us, our Father, as we seek Thy guidance this day. Thou alone canst equip us for the tasks and the duties that are ours. May we not be deceived with a false reliance upon our own strength. Thou hast given us life itself with whatever talents we may possess. May we use them wisely today.

And may we not ask and expect Thy blessing and Thy guidance in our public lives while closing the door to Thee in our private living. Thou knowest what we are wherever we are. Help us to be the best we can be. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Brown of Durham led the Convention in the salute to the flag.

House

Guests Introduced

The Speaker introduced the Misses Lynn Green and Albra Magoon as guests in the House of Mr. Green of Manchester.

Leaves of Absence

Messrs. Latour of Nashua and Chamberlain of Holderness were granted leaves of absence for the day on account of illness.

Mr. Crosby of Hillsborough was granted leave of absence for Wednesday and Thursday on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By Mr. Matheson of Center Harbor, House Bill No. 183, An Act relative to the registration of real estate brokers and salesmen. To the Committee on Judiciary.

By Mr. Bisbee of Derry, House Bill No. 184, An Act relative to the taking of pheasants. To the Committee on Fish and Game.

By Mr. Hambleton of Goffstown, House Bill No. 185, An Act relative to group life insurance limits — model definition. To the Committee on Insurance.

By Mr. Bradley of Hanover, House Bill No. 186, An Act relative to budget requests and appropriations for capital improvements. To the Committee on Public Works.

By Mr. Kelley of Littleton, House Bill No. 187, An Act to redistrict the state into senatorial districts. To the Committee on Judiciary.

By Mr. Malley of Somersworth, House Bill No. 188, An Act to authorize appointment of commissioner of public works and highways as agent for service of process on nonresident contractors. To the Committee on Judiciary.

By Mr. Christy of Manchester, House Bill No. 189, An Act relative to naming Franklin Delano Roosevelt Bridge. To the Committee on Public Works.

Reports of Special Committees
New Hampshire State Senate Districts

The committee considers that the present system of Senatorial representation clearly violates the provisions of the New Hampshire Constitution which require that the 24 districts are to be based on "taxes paid," in other words on adjusted valuations.

The system of districting was last adjusted in 1915 and now shows one district of over $118,000,000 and another with less than $30,000,000 in adjusted valuations. Moreover, very large or very small districts are not confined to any geographical area or type of district. Small and over-size units are often side by side.

It seems impossible that the General Court can deliberately avoid its duty to rectify the situation and your committee, instituted by Act of the 1955 Legislature, would be derelict in its duty if it did not report in favor of a revision.

* * * *

The specific plan reported is the result of much study and with full consideration of all of the interests involved.

Your committee wishes to state that the plan which follows will in no way change the balance of the two major political parties or favor one at the expense of the other in the vital matter of representation in the New Hampshire Senate. A study of the proposed plan and a detailed comparison with the existing system will make this perfectly clear.

It appears to your committee that the districting which is presented is as equitable as possible in view of the many factors involved. At the same time the precise adjustment of any specific apportionment plan should not serve as an excuse for the failure of the General Court to comply with the clear provisions of the New Hampshire Constitution.

* * * *

Your committee, designated by Governor Dwinell in accord with the Act of the 1955 Legislature, consisted of Senators Daniel, Smalley and English, and Representatives Kelley and Nathaniel Davis. The first meeting was on September 22, 1955, Senator English being unable to attend the opening meeting. Representative Kelley of Littleton was chosen as Chairman and Senator Daniel as Secretary.

A further meeting was held on December 13, 1955, Sena-

tor Smalley being unable to attend. Upon motion by Senator English, the Tax Commission was requested to obtain and present data on the valuations within the ward lines in the cities of Berlin, Concord, Manchester, Nashua, and Portsmouth, there being no break-down of the valuations in these cities other than by city lines.

Owing to the Constitutional Convention and the necessity of obtaining the necessary valuations from the Tax Commission, no meetings were held in the spring and summer of 1956.

On November 20, 1956 and on November 27, 1956, further meetings were held, the Tax Commission having furnished the necessary data on adjusted valuations and on valuations within the ward lines in the above mentioned cities.

Representative Plumer of Bristol was appointed by Governor Dwinell to take the place which had become vacant through the death of Representative Davis.

At the time of November meetings and again at the December meetings, a severe illness prevented the attendance of Senator Smalley and the committee was deprived of his valuable services and was forced to proceed without him.

Meetings were held on December 13 and on December 18, in which all possible arrangements and all suggested combinations received full consideration. As a result of these studies and deliberations, your committee recommends the following plan of Senate Districting. The figures given show the valuations at the present time and the valuations of the proposed Senate Districts.

FRED KELLEY, Chairman
ROBERT ENGLISH
PAUL H. DANIEL
BOWDOIN PLUMER

Valuation of New Hampshire State Senatorial Districts
(Present and Proposed)

District	Present Valuation	District	Proposed Valuation
1	$96,323,037	1	$74,657,954
2	51,365,785	2	75,493,831
3	101,651,388	3	75,674,337
4	72,763,582	4	76,993,778

District	Present Valuation	District	Proposed Valuation
5	85,053,136	5	77,319,246
6	99,133,814	6	77,569,379
7	57,386,584	7	76,748,785
8	79,531,598	8	79,345,822
9	58,718,013	9	75,692,743
10	90,381,527	10	79,378,641
11	78,307,985	11	78,331,999
12	83,157,252	12	75,924,386
13	75,133,762	13	75,113,762
14	65,364,795	14	76,007,963
15	51,166,122	15	75,282,531
16	88,688,929	16	74,937,978
17	30,032,097	17	78,248,505
18	87,030,254	18	73,233,081
19	26,991,191	19	72,705,320
20	80,930,908	20	76,713,294
21	70,612,502	21	77,834,176
22	94,614,776	22	75,591,638
23	98,550,035	23	76,187,232
24	118,227,566	24	81,416,957

Report of the Special Committee was accepted.

Report of the Legislative Interim Committee To Study Tax Exemption

In accordance with Chapter 381, Laws of 1955, Speaker of the House, Charles Griffin, and President of the Senate, Raymond Perkins, appointed the following committee to investigate tax exemption in New Hampshire: Rep. Martha Frizzell, Rep. Fred Jones, Rep. T. Casey Moher, Senator Benjamin Adams and Senator Norman McMeekin.

According to the resolution the committee was to "study, investigate and examine into the matter of tax exempt property of every kind in the state, with particular reference to the existing laws governing and granting such exemptions; said committee to have full power and authority to require from the several departments, boards and commissions of the state government such information and assistance as may be available for the purposes of the committee" and to prepare a

"report of its findings and recommendations to the legislature of 1957."

As a result of this study of tax exempt property laws within this state and the other New England states the committee is submitting a bill embodying the following changes in the laws of New Hampshire having to do with property tax exemption. In Chapter 72 RSA, Section 6 is simplified. Sections 23-27 are completly rewritten in more specific language. The provision limiting the amount of taxable property which any organization may hold tax exempt in any one town has been deleted, and the provision added that any organization requesting tax exemption shall list the property on which the exemption is requested.

This committee did not take into consideration the laws on tax exemption of veterans, since it felt that the legislature had already expressed itself definitely on this subject and the existing law was clear and apparently in agreement with the sentiment of the people.

Rep. MARTHA McD. FRIZZELL,
Chairman
Rep. FRED A. JONES
Rep. T. CASEY MOHER
Sen. BENJAMIN C. ADAMS
Sen. NORMAN A. McMEEKIN

Report of the Special Committee was accepted.

Communication

January 23, 1957

Speaker of the House
State House
Concord, N. H.

DEAR MR. SPEAKER:

We are transmitting herewith a study of access highways to State Reservations for the use of the Legislature.

Very truly yours,
HARRY E. JACKSON,
Secretary of State

The Speaker referred the above communication and report to the Committee on Public Works.

Senate Message

The Senate has passed a bill with the following title in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 20, An Act relating to salaries of certain officials of the city of Nashua.

Senate Bill Read and Referred

The following Senate bill was introduced, read a first and second time and referred as follows:

Senate Bill No. 20, An Act relating to salaries of certain officials of the city of Nashua. Referred to the Special Committee consisting of the members from the city of Nashua.

Report of Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House Bills:

House Bill No. 6, An Act relative to borrowing by credit unions.

House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner.

The report was accepted.

On motion of Mr. Pickett of Keene the rules were suspended to allow business in order at 3:00 o'clock to be in order at the present time, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Miss Faulkner of Keene the House adjourned at 11:19 o'clock.

THURSDAY, JANUARY 31, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O God, our Father, we come to Thee in prayer because of our need of Thy help. Wilt Thou be merciful that we are torn as we are; that some of us now think and talk in terms of "*when* the next war comes, not *if* it comes." Wilt Thou

pity us that events in our world take away our hope and shatter our peace. We need to be reassured that peace is still possible.

We need to pray that our own eyes be opened. Deliver us from those who would pray "Thy kingdom come — but not yet; Thy will be done on earth — by other people."

Wilt Thou grant to us at this time the will to labor for peace even while our sword is prepared to resist the oppressor. Let not the evil we oppose turn us from our purpose to achieve unity and concord among the nations of the earth.

Help us to see, O God, that if Thy will is to be done on earth, *we* must do it. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Bucklin of Bridgewater led the convention in the salute to the flag.

Introduction of Guest Speaker

The Speaker introduced Brigadier-General Robert J. Fleming, New England Division Engineer, Army Corps of Engineers, who addressed the Joint Convention as follows:

I was delighted when I received the invitation to talk to this joint session of the New Hampshire Legislature, and I am even more delighted now that I am here. This gives me an opportunity of appearing before the most influential audience in New Hampshire and discussing a problem which I consider to be one of the most important facing this state and its neighbor, the Commonwealth of Massachusetts.

Responsibilities assigned by the Congress to the Army's Corps of Engineers puts us into partnership with local people throughout the United States in water resources development. We have been in such a partnership with the people of New Hampshire for many, many years. According to somewhat fragmentary records in my office, the first project authorized specifically by the Congress for New Hampshire was the improvement of the harbor at the Isle of Shoals, which was done about 1824. In the fairly recent past we built the Blackwater, MacDowell, and Franklin Falls flood control reservoirs in the Merrimack River Basin; we built the Surry Mountain reservoir, north of Keene in the Connecticut River Basin; and we are now constructing a second flood control reservoir at Keene on Otter Brook. We have just completed a small flood

control project in Farmington, New Hampshire, on the Cocheco River. In the navigation field, we started last year and have just about finished an improvement in Portsmouth Harbor which will remove some dangerous rock shoals and permit much safer navigation of cargo vessels into that port. An excellent example of the cooperation existing between the state and the federal government through your Army's Corps of Engineers is the beach erosion project at Hampton Beach. This improvement to the seacoast region of New Hampshire was studied jointly by the State and my office and was financed jointly by New Hampshire and the Federal Government. Our military fortification projects in New Hampshire started soon after the Revolution. Our most recent military project within the State, and one with which I am sure all of you are familiar, is the construction of the air base outside of Portsmouth.

There are many unsolved problems in water resources development: conservation use, and control of our water resources is becoming more and more important. This general statement is applicable within this State. We have many mutual problems. We are now actively studying, in cooperation with local authorities, flood problems throughout the State, at Lebanon and at Lake Winnipesaukee to mention two examples. This afternoon I am having a conference with Governor Dwinell and interested officials on the problem of domestic water supply for the seacoast region. I mention this very briefly to show that we have many, many common interests in this field. From now on, however, I will concentrate on one problem only. By this preoccupation with this one problem, I do not mean any disparagement towards the others, they are also important. But to me this one problem is of such great importance to the State and the neighboring Commonwealth of Massachusetts that it overshadows all others. The Army's Corps of Engineers are not the only people who are worried about this problem. It is not a new one, and many people in this State and in Massachusetts have been concerned about it for some time. By almost unanimous agreement with me the only dissenter, probably because the others involved thought I had more leisure than they did, I was selected as the spokesman to present this problem to the public. I want to emphasize, however, that my prominence in discussing it does not mean that concern about it is unique

to my organization. On the contrary, many, many people share that concern.

The problem can be simply stated. The Merrimack River is vulnerable to disastrous floods and its most dangerous tributary, the Contoocook, is now nowhere near adequately controlled. Here is a map of the Merrimack Basin. Three flood control reservoirs have been constructed in the basin — at Franklin Falls and at Blackwater, and the MacDowell reservoir at Peterboro. Of all tributaries, considered entirely from a flood damage potential standpoint, the Contoocook is by far the more dangerous. A fourth project at Hopkinton-Everett was planned long ago for the Contoocook; it has never been built and that is the basis of my statement that the most dangerous tributary, the Contoocook, is now nowhere near adequately controlled.

The flood problem on the Merrimack River is not a remote and academic possibility but rather something which has occurred again, and again, and again. We have records of damaging floods on this river with monotonous regularity ever since the first Colonist arrived in New England. The worst of these floods in modern times occurred in 1936, with another in 1938. In the lobby I have some photographs of actual scenes in New Hampshire taken in those two floods. Many of you here today remember them and have vivid recollections of the tremendous damages and suffering. According to our records, the losses in the 1936 flood were about $14,300,000 in New Hampshire and about $21,700,000 in Massachusetts. Since that time the Merrimack Valley has been greatly developed. If the same flood were to recur today, we estimate that at 1957 prices the damages in the two states would be about $153,000,000. We have done some flood control work since 1936. These existing works would reduce these damages about one half, but there would still be about $20,000,000 damages in New Hampshire and about $60,000,000 in Massachusetts. In addition to these property losses, several lives were lost in New Hampshire in 1936. With the recurrence of that flood the danger to life is purely conjectural, but the population of the basin has increased about 90,000 since 1936. I bring in these figures of the 1936 flood because it is familiar to this audience and because I wanted to illustrate the tremendous unsolved problem; those of us who are concerned about this problem are not

worrying about recurrence of the 1936 flood but rather about the probability of one which might make that flood look like a spring freshet. Within the last year and a half the people of the Merrimack Basin have had two warnings of far greater flood possibilities. The fact that neither of these threats actually materialized was entirely fortuitous; the Merrimack Basin was spared each time only by a quirk in the weather pattern. The first of these warnings was the Diane storm of August 1955. Since some people present may not have had an opportunity to see what happened, I have here a chart to show you what happened during the so-called Diane flood. The pattern of the storm was a big ellipse; its east and west axis was about 150 miles long and coincided roughly with the Massachusetts and Connecticut border. The north and south axis was about 60 to 75 miles and was roughly up and down the Connecticut River. The heaviest rainfall was 19 inches, the average was 12 to 14. Ordinarily, when records in any field of activity are broken, the previous one is shaded a trifle. Hurricane Diane was no trifling shader; some of the stream flows were four times anything previously recorded.

It is almost impossible to describe what happened in August. First the brooks, then the little streams, then the rivers roared down. As they came they grabbed up everything in their path, and eventually the towns downstream were bombarded by wrecked houses, whole lumber yards, gasoline tank trailers, and in a couple of cases by railroad boxcars. The destruction was almost complete. Highway bridges, railroad bridges, railroads and roads, water systems, sewage plants, homes, factories, and practically everything else within the water's reach were swept away. The Diane storm caused America's greatest property disaster.

Now engineers like to speculate what would happen IF, so we have moved, mentally of course, the Diane storm a little bit further in the direction it was going. This storm was moving in a general northeast direction when it decided to stop, swing a little bit to the south, and deluge Massachusetts and Connecticut. What made that storm stop where it did is a matter of the purest speculation; nobody knows and your guess is as good as mine. If it had not stopped, however, and had moved about 100 miles further in the direction it was going before it stopped, it would have been over New Hampshire, and the Merrimack Basin would have gone down the

drain. Here is a second map, shaded to show a very probable destruction had the storm not stopped where it did. In the Diane storm, there were two big peaks of rainfall. The first one was near the Massachusetts-Connecticut line just north of Torrington, Connecticut. On the transposed storm, this peak can be seen near Weare. Heavy rainfall would have occurred over the headwaters of the Piscataquog and Contoocook Rivers. The second peak of the Diane storm was west of Worcester, and on this transposed map, it shows over Bristol, New Hampshire, near Newfound Lake. This second peak had a maximum rainfall in excess of 17 inches and runoff was more than 12 inches in many locations. With the transposed storm, we can expect that more than 10 inches of runoff would be flowing down the Pemigewasset River to fill the Franklin Falls Reservoir. Similarly, 10 to 12 inches of runoff would have flowed down the Contoocook River. The Edward MacDowell flood control reservoir would have been filled with some spillway flow, the Blackwater flood control reservoir would have gone over the spillway, and with less than 3 inches of capacity at the Franklin Falls flood control reservoir its spillway too would have gone into action.

The Diane flood, transposed to New Hampshire, would have caused tremendous damages on the Merrimack. The lowlying areas in Concord, Nashua, Manchester, and the communities in Massachusetts would have been flooded. The velocities and surges of the water would have been tremendous. Last August in Connecticut much of the damage was done by floating debris and these tremendous velocities. I am inclined to doubt that structures in the Merrimack Basin would have fared any better than did those in Connecticut.

So much for the Diane storm, the first of the two warnings I talked about. The second warning came in the three tremendously heavy snowfalls late last March. In anticipating flood problems resulting from snow accumulations, we engineers are not particularly concerned with the amount of snow; we are very much concerned, however, with the water content of that snow. I have here a chart which shows water content in the snow as of March 9, 1936. As you can see, the water content was from 2 to 5 inches over the majority of the basin with greater quantities in the extreme upper end. The 1936 storm was caused by this water content plus two exceptional rain storms. The first of these rainstorms melted

the snow from the lower basin but in the upper basin, all the rain did was to add to the water content of the snow cover. The second rain occurred after the 20th, some of it ran off rather quickly, the rest of it went to melt the tremendous snowcover, and the Merrimack Basin went down the drain.

Here is a second map showing the water content which existed in the snow cover as of March 20 of last year. These figures on this chart were after the second of our three spring snowstorms but before the third. The potential flood conditions were much greater last spring than they were in 1936. Again engineers like to speculate what would happen IF; if that third storm had been a rain instead of a snowstorm, and if it had been followed, as in 1936, by a second rainstorm, the Merrimack Basin would have again gone down the drain. I am not trying to frighten you with idle rumors, these are actual facts. All we could do was hope, and I for one had my fingers crossed so hard that they hurt. Again the Merrimack was saved by a quirk in the weather pattern. Fortunately, we had ideal melting condition, and I might add much more fortunate than the time of the year would lead us to hope.

So much for the first part of my discussion, the problem of flood control on the Merrimack River. Now for some facts about solutions to flood control problems. I am not familiar with flood problems in other parts of the country; I am overly familiar, however, with the problems of New England, and some of the solutions so glibly and eloquently advanced by people far removed from New England or without a thorough knowledge of this problem are extremely dangerous, and that is phrasing it mildly. New England streams are vulnerable to flash floods of terrific intensity and there is no quick and easy solution. A hard fact of life is that floods in New England can be controlled only by the construction of flood control reservoirs of adequate capacity or by building concrete and earth dikes along the banks of the streams, or by a combination of these two methods. Concrete and earth dikes are good only where they are built and they are terrifically expensive. The flood control reservoir of adequate capacity has general benefits all the way down the stream. A combination of the two is usually the solution because control reservoirs can solve a large part of the problem all the way down the stream

and eliminate the need for the terrifically expensive walls except in critical locations.

There are many factors governing design and construction of flood control reservoirs, but I will simplify these down into three. These three are first, their location; second, their capacity; and third, the amount of the drainage basin controlled. First, their location: Obviously, they must be on the stream you are trying to control. One built in the next county doesn't have much value. Location is determined largely by the geography of the stream. Obviously, again, you shouldn't build them where they are going to flood out large residential developments or industrial facilities. Second, their capacity. In New England, long experience has shown us that we must get six to eight inches of runoff control from the drainage basin above the reservoir. Often we can't get this much. Third, area of basin controlled. The actual amount of the drainage basin to be controlled will vary from stream to stream according to a host of factors, but in general we should have control over from 20 to 30 percent of the drainage basin, and even more in exceptional circumstances.

So much for the engineering factors involved in flood control. I said a little while ago that the usual solution to a flood control program was the combination of control reservoirs and the protective walls and dikes. Obviously, there are any number of combinations of these two that would work. If you increase the capacity of the reservoirs, you can lower the height of the dikes; and conversely, if you decrease the capacity of the reservoirs, you must increase the height of the dikes. In determining the optimum balance between the two, we run up against some economic facts of life. The first of these is a fact of natural economics, and the second, for want of a better term, I will call legislative economics. I said earlier that the dikes were terrifically expensive and had a rather limited value, whereas the reservoir had benefits all the way down the stream. Without going into a great deal of discussion on the matter, I think you can see that it is possible to balance these factors back and forth and end up with the system which gives the greatest amount of protection at the least over-all cost. This is the natural economics. What I call the legislative economics comes in to the picture from precedents established by the Congress on the Federal flood control

program, and should be of concern to the local interests involved. Congress has decided in the past that the Federal government will finance 100 percent of the cost of flood control reservoirs of general benefit, but that in all projects involving the construction of flood walls and dikes of localized value, local interests must make a substantial contribution. As far as I know, there is no exception to this congressional requirement of substantial contributions from the people benefited by local projects. From this economic discussion, I would like to make two points about any system of flood protection involving both control reservoirs and local protective works; first, the natural economics of the problem indicate that the greater the part dikes and walls play in the system, the greater is the over-all cost; and second, the legislative economics dictate also that the greater the part the dikes and walls play, the greater will be the local contribution required.

A solution to the flood control problem in the Merrimack Basin will be the result of a joint effort by the Federal government, by the Commonwealth of Massachusetts, and by the State of New Hampshire. The Federal Government has been anxious to act on this problem for over a year. At the request of the six New England Governors, the President included in the budget last year the sum of $600,000 to start the design on the authorized project in the Merrimack Basin. When this budget went to the Congress, I appeared before the committees of both Houses to testify on it. Congress has a rule that it will not appropriate funds for any flood control project which is not concurred in by the State in which located. I had to tell the committee that I could not possibly spend the money it wished to include in the appropriation bill because of the lack of this concurrence, which could only be given by the Legislature of New Hampshire. The Congress was very anxious to help on this New England flood situation. It eliminated, and I believe very reluctantly, the $600,000 but did include $50,000 in the hope that the project would be concurred in. We therefore have $50,000 design money, but still cannot spend one cent of that money. The Commonwealth of Massachusetts has shown its desire to cooperate; Governor Herter suggested, and the General Court has passed, a proposed compact with the State of New Hampshire under which Massachusetts would pay New Hampshire for 70 percent of the tax losses occasioned

by the construction of control reservoirs in this State, including the tax losses on the three now built for which New Hampshire now picks up the entire tax loss bill. The 70%-30% split was based on the assumption that Hopkinton-Everett would be built. If it is not built, and assuming that a substitute system of smaller reservoirs could ever be authorized, then in fairness to Massachusetts the formula should be re-examined. I think in this event, Massachusetts' share would go down and the New Hampshire share would go up.

Now I would like to show you what the effect of Hopkinton-Everett would be. I have here a chart showing the normal flow line of the Merrimack through Nashua and what the flow line would have been had the Diane storm, as I discussed earlier, occurred over the Merrimack Basin. The uncontrolled level of that Diane storm is considerably over the highway bridge on U. S. 3 and the Nashua-Hudson Bridge. It is also about thirteen feet over the elevation of the present dike. We do have, however, the three reservoirs on the upstream tributaries on the Merrimack. My next chart shows the effect of these three existing reservoirs. The water level would still be over the highway bridge on U. S. 3, over the Nashua-Hudson Bridge, and about eight feet over the top of the dike. The next chart shows the effect of adding Hopkinton-Everett; that is the green line on the chart. As you can see, the addition of this flood control reservoir would bring the Diane flood down to under the two bridges and just about the elevation of the top of the existing dike. I have also shown on this chart the uncontrolled 1936 flood and the effect of the three reservoirs, plus Hopkinton-Everett, on reducing that one.

There is opposition to Hopkinton-Everett and that is probably the understatement of the month. I want to state briefly some of the statements advanced against it and then answer those statements. The first of these opposition statements can be paraphrased as "it can't happen here." This statement has been made to show that this project is not needed. My answer to that is that it has happened here and it can happen again. I will not guarantee that the Merrimack Valley will get another disastrous flood. I think very definitely, however, that a statement that it will NOT get another disastrous flood is in the category of "famous last words."

A second opposition statement can be paraphrased as follows: "Hopkinton-Everett will displace a large number of

people, destroy much valuable farm land and be a great blow to local economy." This statement tells only half the story.

It omits how many people will be benefited by flood control, how much unused land will become useful and the overall effect on the regional economy. These facts are:

1. About 50 commercial farms and 40 home use farms would be affected. These farms have a total of 2600 acres of which 1050 tillable, 750 pasture and 800 woodland. Woodland in the reservoir area including these farm wood lots, totals about 5500 acres. Except for the land at the very lowest elevations in one of the three reservoirs the land could remain in private ownership. The industries that would be removed total 6 (3 woodworking, 1 machine shop, 1 concrete block and 1 concrete burial vault.)

2. Downstream about 150 farms would be directly benefited and you are all familiar with the industry.

3. Within the reservoir area there now live about 500 people including about 200 summer residents. This is about 10 percent of the 1950 population of the four towns involved. Downstream the population directly benefited is about 90,000 and including all those indirectly affected, the total becomes 500,000.

4. The damages which would be prevented by this project if the 1936 flood were to recur next spring and the dam were complete and operating, would total $40,000,000.

A third statement made in opposition to this project can be paraphrased as follows: "Hopkinton-Everett is too big." The total storage capacity involved in the Hopkinton-Everett project is roughly the same as that of the Franklin Falls Reservoir. Franklin Falls controls about 3" of runoff from a drainage area of 1,000 square miles. Hopkinton-Everett will control about 6 inches of runoff from a gross drainage area of 490 square miles. Considered from the standpoint of flood potential in the Lower Merrimack Basin, the Contoocook is more dangerous than the Pemigewasset. We have a perfect example of a flood control reservoir in the Surry Mountain Reservoir in New Hampshire, located by air about 32 miles from the site of Hopkinton-Everett. It controls a smaller drainage basin, but it has almost identical runoff capacity. In the 15 years since it was first placed in operation, we have operated it 45 times to control dangerous flood threats below it. On four of those occasions it has been filled to two-thirds

of its ultimate capacity. Frankly, I don't see how that reservoir could have been designed any smaller, and I don't see how Hopkinton-Everett could be designed any smaller.

Another opposition statement can be paraphrased: "A better solution would be to build a number of smaller reservoirs." In my opinion, this is wishful thinking. A system of small reservoirs to be equally as effective must control at least as much of the drainage area as would Hopkinton-Everett and they must control at least as much runoff as would Hopkinton-Everett. So when people talk about the system of smaller reservoirs, they should realize they are not talking about small ponds but of substantial structures. Let's just assume for the sake of discussion that Hopkinton-Everett was to be replaced by a system of 20 reservoirs. These would have to average about 7,000 acre feet each, and I think it would be impossible to find that number of sites which would control the same area of the drainage basin. Sure, they could be built way up on the headwaters of the tributaries, but then they would not control the drainage area. Another factor militating against a system of small reservoirs is the cold hard fact of economics. It may be unfortunate but it is nevertheless true that the cost of the reservoir per gallon of storage goes up as the capacity of the reservoir decreases.

Hopkinton-Everett is no new idea. The reservoir was first proposed in 1940 and the problem has been exhaustively studied many times since. All sorts of alternates to its construction have been considered. These studies have all shown that the alternates would cost more, would cause more dislocation of people and require more relocation of roads than would the Hopkinton-Everett project, and would have less benefits.

I have stated the problem; I have no intention of being an alarmist. I can only repeat that I think it is extremely serious. I have discussed factors, both engineering and economic, which influence the solution. In this I have tried to avoid either over or under emphasis. I have also tried to give you factual information about the Hopkinton-Everett project. Again, I hope I have been objective. If you have any questions, either on what I have said, or on points I have not covered, I will try to answer them.

On motion of Senator Holmes of District No. 12, the Convention rose.

House

Leaves of Absence

Messrs. Kidder of Shelburne, Varney of Rochester and Soucy of Ward 1, Manchester, were granted leaves of absence for the day on account of important business.

Mr. Latour of Nashua was granted leave of absence for the day on account of illness.

Mr. Pillsbury of Manchester offered the following resolution.

Resolved, That the House has listened with gratification to the remarks of Brigadier-General Robert J. Fleming, and be it further

Resolved, That the House express its appreciation to General Fleming for his address here today, and be it further

Resolved, That General Fleming's address be printed in today's Journal.

On a *viva voce* vote the resolution was adopted.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. King of Manchester, House Bill No. 190, An Act increasing the jurisdiction of municipal courts in small claims. To the Committee on Judiciary.

By Mr. Malley of Somersworth, House Bill No. 191, An Act to increase salaries of justices of the supreme and superior courts. To the Committee on Appropriations.

By Mr. Jones of Lebanon, House Bill No. 192, An Act relating to fraudulent checks issued in payment for services. To the Committee on Judiciary.

By Mr. Davis of Conway, House Bill No. 193, An Act relating to committal to jail for non-payment of taxes. To the Committee on Judiciary.

By Mr. Beamis of Somersworth, House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Bill No. 195, An Act establishing a comprehensive system of district courts. To the Committee on Judiciary.

By Mr. Martel of Manchester, House Bill No. 196, An Act relative to public employment. To the Committee on Labor.

By Mr. Martel of Manchester, House Bill No. 197, An Act relative to divorce decrees. To the Committee on Judiciary.

By Mr. Dunnington of Dover, House Bill No. 198, An Act relative to replacement in and extension of the heating plant system at the University of New Hampshire. To the Committee on Education.

By Mr. Craig of Manchester, House Bill No. 199, An Act relative to jurisdiction under the workmen's compensation act. To the Committee on Labor.

By Mr. Gibson of Concord, House Bill No. 200, An Act relating to acknowledgments. To the Committee on Judiciary.

By Mr. Battles of Kingston, House Bill No. 201, An Act relative to permits to replace utility poles. To the Committee on Public Works.

By Mr. Gibson of Concord, House Bill No. 202, An Act relating to enforcement of support. To the Committee on Judiciary.

By Mr. Lessels of Concord, House Bill No. 203, An Act to provide for the appointment of not more than ten assistant school superintendents. To the Committee on Education.

By Mr. Monahan of Hanover, House Bill No. 204, An Act relative to the establishment of recreational roads. To the Committee on Public Works.

By Mr. Maloomian of Somersworth, House Bill No. 205, An Act relative to compulsory motor vehicle liability insurance. To the Committee on Insurance.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 13, An Act providing special fees for privately owned school buses.

Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees.

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

Senate Bills Read and Referred

Read a first and second time and referred as follows:

Senate Bill No. 13, An Act providing special fees for privately owned school buses.

To the Ways and Means Committee.

Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees.

To Municipal and County Government Committee.

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

To Executive Departments and Administration.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell of Manchester.

Having considered the same, reported the same with the following amendment, and the recommendation that the Joint Resolution as amended ought to pass.

Amend the caption of said resolution by inserting after the word "O'Donnell" the word, Junior, so that said caption as amended shall read as follows: Joint Resolution in favor of Michael P. O'Donnell, Junior.

Amend the joint resolution by striking out all after the caption and inserting in place thereof the following:

Whereas, the funds for payment of World War I bonus have been exhausted, and

Whereas, Michael P. O'Donnell, Junior, of Manchester has submitted documentary evidence that he is the only living heir of Michael P. O'Donnell, Senior, and is entitled to bonus payment for service in World War I, now therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That the sum of one hundred dollars is hereby appropriated to be paid to Michael P. O'Donnell, Junior, of Manchester as the only living heir of his father Michael P. O'Donnell, Senior, who served during World War I from July 30, 1917 to April 30, 1919. Said sum shall, upon warrant of the governor, be paid out of any money in the treasury not otherwise appropriated.

The Clerk read the amendment.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 4, Joint Resolution in favor of Alba Kern of Loudon.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The resolution of the committee was adopted.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough School District.

Having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 42, An Act relative to voting in school district meetings.

Having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brosnahan of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish.

Having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lesmerises of Manchester, for the Special Committee consisting of the Delegation from the City of Manchester, to whom was referred House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court.

Having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 33, An Act relating to motor vehicle violations, was taken from the table, the question being on the amendment as printed in the Journal of Tuesday, January 29, page 8.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Resolutions

Mr. McMeekin of Haverhill offered the following resolution, seconded by Mr. Craig of Manchester:

House Rule 22. Amend the rule by renumbering "to postpone indefinitely," from number four to number six and renumbering five and six as presently to four and five so that the rule as amended will read: When any question is under debate, no motion shall be received, but, first, to adjourn; second, to lay on the table; third, for the previous question; fourth, to postpone to a certain day; fifth, to commit; sixth, to postpone indefinitely; seventh, to amend; which several motions shall have precedence in the order in which they are so arranged. Motions to adjourn, to lay upon the table for the previous question, and to take from the table shall be decided without debate. Motions to postpone indefinitely and motions to postpone to a certain day shall be debatable both as to time and subject matter.

The resolution was laid upon the table for printing under Rule 48 and will be taken up under the regular order of business on Tuesday, February 5, 1957.

Mr. Craig of Manchester offered the following resolution, seconded by Mr. McMeekin of Haverhill:

House Rule 26. Amend rule number 26 by striking out the same and substituting the following: When a question is postponed indefinitely the same shall not be acted upon during

the session except whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

The resolution was laid upon the table for printing under Rule 48 and will be taken up under the regular order of business on Tuesday, February 5, 1957.

Motion to Suspend the Rules

Mr. Davis of Conway moved that the House so far suspend the rules as to permit reconsideration of the action taken January 16, 1957, relative to the seating of one representative from Ward 1 of Portsmouth.

The question being on the motion.

(Discussion ensued)

Mr. Davis of Conway spoke in favor of the motion.

Mr. Eldredge of Exeter spoke against the motion.

Mr. King of Manchester spoke in favor of the motion and read the minutes of the meeting of the elections committee.

The Chair recognized Mr. Lamprey of Moultonborough who inquired as to the parliamentary situation.

Speaker's Ruling

The Chair ruled that under Rule 50, a motion before the House to suspend the rules requires a vote of two-thirds of the members present.

Mr. Lamprey spoke against the motion.

Mr. Stancik of Derry spoke in favor of the motion.

Mr. Deans of Milford spoke against the motion.

Mr. Craig of Manchester spoke in favor of the motion.

Mr. Betley of Manchester spoke against the motion.

Mr. Tiffany of Concord spoke in favor of the motion.

Mr. McMeekin of Haverhill spoke in favor of the motion.

Mr. Vaughan of Newport moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion to suspend the rules.

Mr. Betley of Manchester requested a division on the question.

A division being had, 170 members having voted in the

affirmative and 154 having voted in the negative, the motion did not prevail, two-thirds of the members present not having voted in the affirmative.

(Mr. Jones of Lebanon in the Chair)

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow third readings of bills, by their titles only, and third reading of House Joint Resolution by caption only, and when the House adjourns today it be to meet Tuesday morning at 11:00 o'clock.

County Organizations

Strafford County

The following have been added to the Executive Committee of the Strafford County Delegation:

Mr. Dunnington of Dover.

Mr. Wiggin of Dover.

Third Readings

The following House Bills and House Joint Resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell of Manchester.

House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough School District.

House Bill No. 42, An Act relative to voting in school district meetings.

House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish.

House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court.

House Bill No. 33, An Act relating to motor vehicle violations.

On motion of Mr. Pickett of Keene at 1:23 o'clock the House adjourned.

TUESDAY, FEBRUARY 5, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

"Dear Lord and Father of mankind,
Forgive our feverish ways;
Reclothe us in our rightful mind,
In purer lives Thy service find,
In deeper reverence, praise.

Take from our souls the strain and stress,
And let our ordered lives confess
The beauty of Thy peace."

O Lord our God, may we not be bowed down with burdens, crushed under committees, strained, breathless and hurried, panting through a never-ending program of appointments.

We know that if we are too busy to pray, then we are too busy. And may we not postpone until next week that deeper life of unshaken composure in Thy holy presence, where we sincerely know our true home is, for *this* week is much too full.

This we ask in Jesus' name. Amen.

Salute to the Flag

Senator Holmes of District No. 12 led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced members of the Civics Class, grades 7 and 8 of the Union Grammar School as guests of the House sponsored by Mr. Peaslee of Wakefield.

Leaves of Absence

Mesdames Cooper of Nashua and Prescott of Brentwood were granted leaves of absence for the day on account of illness.

Mrs. Webb of Dover was granted leave of absence for two weeks on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Kelley of Littleton, House Bill No. 206, An Act relative to The Littleton Savings Bank. To the Committee on Banks.

By Mr. Peever of Salem, House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court. To the Committee on Judiciary.

By Mr. Dana of Laconia, House Bill No. 208, An act relative to registration fees of motor boats and outboard motors. To the Committee on Ways and Means.

By Mrs. Prescott of Brentwood, House Bill No. 209, An Act relative to the clerk's fee for issuing certificate of conformity to requirements of marriage intentions notice. To the Committee on Municipal and County Government.

By Mrs. Prescott of Brentwood, House Bill No. 210, An Act relative to chattel mortgages and conditional sales contracts. To the Committee on Executive Departments and Administration.

By Mr. Rollins of Alton, House Bill No. 211, An Act providing for a deputy commissioner of education. To the Committee on Education.

By Mr. Carr of Wolfeboro, Mr. Bennett of Keene, Mrs. Cooper of Nashua, Mr. White of Concord, House Bill No. 212, An Act relating to the construction of state armories. To the Special Joint Committees consisting of members on Appropriation and Military and Veterans' Affairs.

By Mr. Tiffany of Concord, House Bill No. 213, An Act relating to age of committal to the state industrial school. To the Committee on Judiciary.

By Mr. Bradley of Hanover, House Bill No. 214, An Act relative to the powers of village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities. To the Committee on Executive Departments and Administration.

By Mr. Bradley of Hanover, House Bill No. 215, An Act relative to compulsory tests for intoxication. To the Committee on Judiciary.

By Mr. Vaughan of Newport, House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire. To the Committee on Education.

By Mr. Lamprey of Moultonborough, House Bill No. 217, An Act relating to school building aid. To the Committee on Education.

By Mr. Maxham of Concord, House Bill No. 218, An Act relative to fees for funeral directors and embalmers. To the Committee on Public Health.

By Mr. Bates of Chichester, House Bill No. 219, An Act relative to payment of licensing fees for dogs, and to killing unlicensed dogs. To the Committee on Municipal and County Government.

By Miss Faulkner of Keene, House Bill No. 220, An Act relative to trustee process. To the Committee on Judiciary.

By Mr. Karagianis of Laconia, House Bill No. 221, An Act relative to The Laconia Home for the Aged. To the Committee on Executive Departments and Administration.

By Mr. Vaughan of Newport, House Bill No. 222, An Act for additional appropriation for dormitory for women at the university. To the Committee on Appropriations.

By Mr. Pillsbury of Manchester, House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income. To the Committee on Education.

By Mr. Plumer of Bristol, House Bill No. 224, An Act relative to the Bristol village fire precinct. To the Committee on Municipal and County Government.

By Mr. Green of Manchester, House Bill No. 225, An Act relative to the interstate compact on juveniles. To the Committee on Judiciary.

By Mr. Stearns of Durham, House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith. To the Committee on Claims.

By Mrs. Frizzell of Charleston, House Joint Resolution No. 20, Joint Resolution for appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents. To the Committee on Appropriations.

Communication

January 31, 1957

The Honorable W. Douglas Scamman
Speaker of the New Hampshire House of Representatives
Concord, New Hampshire

DEAR MR. SPEAKER:

I am herewith submitting a copy of the Report on the Advisability of Integrating the Benefits of the New Hampshire Teachers' Retirement System with Federal Old Age and Survivors' Insurance Benefits as determined by the Special Study Committee acting upon authorization of the New Hampshire General Court of 1955.

May I at this time respectfully urge that, for the following reasons, this report be given your very early consideration:

1. You will note that the actuarial computations relate to July 1, 1957 as the proposed effective date of integration. Without attempting at this time to expound their thinking, the committee had valid and significant reasons for selecting this date.

2. A proposed act in support of the recommendation of this committee has already been drawn and the bill has been registered by title in the office of the Attorney General. The final draft of the bill will be available in the near future for your study and consideration. (A tentative form, as written prior to final review, is available now upon request.)

3. You are aware that federal law requires that, after the passage of such enabling legislation, before it can become effective, a referendum of the members must be taken not sooner than ninety days after due notice has been given.

4. Four thousand New Hampshire teachers, acting through their official policy-making body, the Assembly of Delegates of the New Hampshire Education Association, have

gone on record as favoring the recommendations of this committee and the passage of the supporting legislation.

5. The New Hampshire Education Association authorized the actuary to determine, at its expense, the effect of this proposal upon the members individually. Such information has been prepared and delivered to the teachers and a copy of the form of report is here enclosed.

I would summarize this information by stating that the Special Study Committee has caused legislation to be prepared which provides the methods of securing the benefits and advantages which are in accord with their findings and recommendations and which they deem are best adapted to the state and to the members of the system; that the teachers have been duly prepared and informed; that the teachers have acted in favor of the committee's recommendation; and that early action by the New Hampshire General Court will be necessary if a referendum is to be held prior to July 1, 1957.

As a representative of four thousand New Hampshire teachers, I feel a deep sense of appreciation and gratitude to the New Hampshire General Court of 1955 for authorizing the appointment of such a representative committee and for the appropriation of the funds that made this study possible.

Respectfully submitted,

IRENE W. HART
Chairman Special Study Committee
on Teachers' Retirement

The Speaker referred the above communication and report to the Committee on Education.

Committee Reports

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "board" in the fourth line the words, and after public hearing, so that said section as amended shall read as follows: 1. *Grading Apples.* Amend RSA 341 by inserting after section 7 the following new section: 341:7-a. *Special Closed*

Packages. Notwithstanding the provisions of section 7 the commissioner of agriculture may, by authorization of the agricultural advisory board and after public hearing, make special regulations as to the information to be marked on packages of apples enclosed in sealed bags or containers made of transparent material.

The Clerk read the amendment.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 77, An Act relative to sale of meat, fish and fowl. having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pickett of Keene moved that House Bill No. 77 be recommitted to the Committee on Agriculture.

The question being on the motion to recommit. Mr. Pickett spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and House Bill No. 77 was recommitted to the Committee on Agriculture.

Mr. Stancik of Derry, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 54, An Act relative to fees in small claims court, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On a *viva voce* vote the resolution of the committee was adopted,

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 55, An Act relative to executions in small claims cases, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "sum" in the fifth line the words, shall be added to the costs taxed on the judgment but, so that said section as amended

shall read as follows: 1. *Small Claims.* Amend RSA 527 by inserting after section 7 the following new section: 527:7-a. *Deposit Required on Executions.* Before any execution shall be issued on any judgment rendered pursuant to the provisions of RSA 503, the plaintiff shall deposit with the court the sum of three dollars. Said sum shall be added to the costs taxed on the judgment but shall be credited to the defendant against the fees of the sheriff or deputy sheriff who shall return such execution; any balance of deposit over such fees to be returned to the plaintiff. Provided that if such execution shall be returned with the notation "no property of defendant upon which to levy" said sum of three dollars shall forthwith be paid the sheriff or deputy sheriff upon his making return of such execution. Upon rendition of judgment in each such case the court rendering such judgment shall notify the plaintiff by mail, postage prepaid, to the last address of the plaintiff, or, if plaintiff is represented by counsel, shall so notify his attorney, of the provisions hereof.

The Clerk read the amendment.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 61, An Act relative to mileage allowances for members of the general court from Keene, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Beamis of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 19, An Act relative to penalty for robbery, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Beamis of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 20, An Act relative to kidnapping a minor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Geisel of Manchester moved that House Bill No. 20 be recommitted to the Committee on Judiciary.

The question being on the motion to recommit.

(Discussion ensued)

Mr. Geisel of Manchester spoke in favor of the motion.

Mr. Green of Manchester spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Mrs. Prescott of Brentwood, for the Committee on Municipal and County Government, to whom was referred House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Faulkner of Keene, for the Committee on Public Health, to whom was referred House Bill No. 59, An Act relative to purchase and distribution of Salk Poliomyelitis vaccine by the state, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill was referred to the Committee on Appropriations under the rules.

Mrs. Miner of Meredith, for the Committee on Ways and Means, to whom was referred Senate Bill No. 10, An Act relative to correction of assessments for payment of income taxes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred House Bill No. 24, An Act providing for the assessment and collection of a special head tax

for state purposes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

We, the undersigned, a minority of the Committee on Ways and Means, to whom was referred House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes, having considered the same, and being unable to agree with the majority, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN J. KEARNS,
DENNIS CASEY,
JAMES F. MALLEY,
ALBERT N. DION,
EDWARD CARIGNAN,
EDWARD W. MORRIS.

The report was accepted.

Mr. Kearns of Manchester moved that House Bill No. 24, with accompanying reports, be laid upon the table and made a special order of business on Tuesday, March 26, at 11:01 o'clock.

The question being on the motion.

(Discussion ensued)

Messrs. Kearns of Manchester, Craig of Manchester, Malley of Somersworth, Betley of Manchester and Mrs. Dondero of Portsmouth spoke in favor of the motion.

Messrs. Haley of Keene, Jones of Lebanon, Walker of Concord, McMeekin of Haverhill and Mrs. Palmer of Plaistow spoke against the motion.

Mr. Bell of Plymouth moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion of the member from Manchester, Mr. Kearns, that House Bill No. 24, with accompanying reports, be laid upon the table and made a special order of business on Tuesday, March 26, at 11:01 o'clock.

Mr. Kearns of Manchester requested a division.

A division being had, 143 having voted in the affirmative and 214 having voted in the negative, the motion did not prevail.

The question now being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Taken from the Table Under Rule 48

The following resolution was taken from the table:

House Rule 22. Amend the rule by renumbering, "to postpone indefinitely," from number four to number six and renumbering five and six as presently to four and five so that the rule as amended will read: When any question is under debate, no motion shall be received, but, first, to adjourn; second, to lay upon the table; third, for the previous question; fourth, to postpone to a certain day; fifth, to commit; sixth, to postpone indefinitely: seventh, to amend; which several motions shall have precedence in the order in which they are so arranged. Motions to adjourn, to lay upon the table, for the previous question, and to take from the table shall be decided without debate. Motions to postpone to a certain day shall be debatable both as to time and subject matter.

Question being on the resolution.

On a *viva voce* vote the resolution was adopted.

Mr. Betley of Manchester desires to be recorded as votagainst the resolution.

The following resolution was taken from the table:

House Rule 26. Amend rule number 26 by striking out the same and substituting the following: When a question is postponed indefinitely the same shall not be acted upon during the session except whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

Question being on the resolution.

On a *viva voce* vote the resolution was adopted.

Mr. Betley of Manchester desired to be recorded as voting against the resolution.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives.

Senate Bill No. 25, An Act relating to gifts of securities and money to minors.

Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878 incorporating the Conference of Baptist Ministers in New Hampshire, by changing its names and altering its purposes.

Senate Bills Read and Referred

Senate bills read a first and second time and referred as follows:

Senate Bill No. 25, An Act relating to gifts of securities and money to minors, to Committee on Judiciary.

Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878, incorporating the Conference of Baptist Ministers in New Hampshire, by changing its names and altering its purposes, to Committee on Executive Departments and Administration.

The senate message further announced that it has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bill:

House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus.

The report was accepted.

Resolution

Mr. Gay of New London offered the following resolution:

Whereas, Tuesday, February 12th is the birthday of that Great Emancipator, Abraham Lincoln, and

Whereas, Dr. J. Duane Squires of New London is an authority on the life of that illustrious gentleman, now therefore be it

Resolved, by this House of Representatives, that the Senate be invited to join with the House on Tuesday, February 12th, to listen to remarks by Dr. Squires on the occasion of such a celebration, and be it further

Resolved, that a copy of this resolution be transmitted to Dr. Squires.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Qualified

Mrs. Nutter of Epsom, having appeared before His Excellency, the Governor, on Tuesday, February 5, took her seat as a member of the House.

Third Readings

House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. McMeekin moved that the House reconsider its vote whereby it passed House Bill No. 24.

On a *viva voce* vote the motion did not prevail.

Senate Bill No. 10, An Act relative to correction of assessments for payment of income taxes, was read a third time, passed and sent to the Secretary of State to be Engrossed.

The following House bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth.

House Bill No. 55, An Act relative to executions in small claims cases.

House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples.

On motion of Mrs. Frizzell of Charlestown at 1:51 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 6, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend S. Melvin Nelson of the Central Baptist Church, Franklin, N. H.

Almighty God, to whom we come with all our unanswered prayers and unfulfilled desires, give us of Thy spirit that we may learn of Thy love for us, and reclaim Thy promise for all who turn unto Thee.

Everloving God, who art never far from Thy children, we draw near to Thee that in fellowship with Thee we may receive Thy spirit. May the bonds of love and the ties of friendship be made stronger and sweeter through him who in his agony was not unmindful that we need one another's love.

O Thou strong tower, gird us with Thy power in the face of little temptations, that we may be true to Thee in the great struggles of life. We offer our prayer in the name of him who gave himself for us.

Everlasting Father, who lovest the world so much that Thou didst give Thine only begotten son; we thank Thee that all who believe in him never perish but have everlasting life. We praise Thee that thou hast not condemned the world, but hast brought us salvation through Jesus Christ our Lord.

Grant unto Thy servants here today strength and wisdom. This we pray in the name of the Lord, Jesus Christ. Amen.

Salute to the Flag

Mrs. Cary of Manchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced members of the Student Council from Keene Junior High School as guests of the House sponsored by Mr. Terrill of Ward 1, Keene.

Leaves of Absence

Mr. Davis of Conway was granted leave of absence for the day on account of illness, and Mr. Peever of Salem was granted leave of absence for the day on account of important business.

Mrs. Cooper of Nashua was granted leave of absence for today and Thursday on account of illness.

Mr. Landrigan of Raymond was granted a leave of absence for February 5 and 6 on account of business.

Communication

February 6, 1957

The Honorable Douglas W. Scamman
Speaker of the House of Representatives
Representatives' Hall
State House
Concord, New Hampshire

DEAR MR. SPEAKER:

Section 3, Chapter 338, of the Laws of 1955, entitled "Economy in Personnel," authorized me to examine the "possibilities of achieving economy" in the use of personnel by state government.

As the result of this authorization, with the purpose of which I have wholeheartedly agreed, I engaged an experienced firm of analysts to review our entire personnel. This firm has submitted to me a summary report of its findings. This report I now refer to you with sufficient copies for the members of your two appropriating committees.

May I commend your 1955 session for the wisdom of its membership in thus proposing this examination. Government lacks the spur of the profit motive which drives private enterprise to sharpen its methods of doing business. Because of that lack, your state government has frequently engaged skilled professionals and interested New Hampshire citizens alike, to conduct that analysis.

I strongly believe it is in part because of this constantly repeated self-analysis of our governmental processes, to see that they remain thrifty, that New Hampshire compares so favorably with all other states in its modest tax structure.

All state departments were studied by the firm of analysts. The twenty initial reports were submitted both to me and to the individual departments. As might be expected, many of the recommendations to abolish positions, or to downgrade others, were opposed. Numerous conferences were therefore held, between the survey agency, the departments concerned, the Personnel Division, and my office, to see if the differences could be resolved.

Many differences were resolved, and action then taken to put the survey recommendations into effect. In many other instances, however, the proposals by the survey firm were not even then approved by the departments. In most such cases, I have adopted the proposals made and you will find the effect of this adoption in the budget detail being submitted to your committees. In still other instances, on the other hand, I found myself in agreement with the departments, and the survey suggestions were not adopted.

In government, more than is the case in business, we seek to avoid injury to incumbent employees. It is no fault of theirs that we may have decided their positions are not required by the State, or that their labor grades should be reduced. We have constantly sought, therefore, to delay action which will injure individuals insofar as possible. Such delay has for the most part been made possible by the normal course of turnover in state service. When positions to be abolished, or to be reclassified downward, become vacant, our practice has been simply not to fill them, or to fill them at the lower labor grade.

Not all the recommendations made would save money. Some new positions and some upward classifications were proposed. With some of these suggested I have agreed. With a few I have disagreed. Net savings which would result eventually from the recommendations for abolished and new positions, and from upward and downward reclassifications, were estimated by the survey firm to be $282,460 annually. The summary report which I am submitting today shows in general the means by which these substantial economies would be attained.

An additional gain so far obtained from the personnel surveys has been our ability to use their factual information as an effective barrier against new position requests. The executive office now possesses practical knowledge of the needs for new positions which to a considerable degree it lacked previously.

The summary report differs in some respects from the twenty initial reports because of changes resulting from the intervening conferences. For that reason, and because of the considerable cost involved, we have not reproduced in quantity the twenty reports. However, a few typed copies of each interim report are available to you, and may be reproduced in such quantity and in such form as you desire.

My staff, the Personnel Division, the Business Supervisor, each of whom has reviewed all the reports, are available to assist you in understanding the individual recommendations in these reports.

I will sum up the action taken by me, to this date, on the recommendations, and the approximate savings or added cost involved:

Type of Action	Number Positions to which applied	Approximate Dollars 1957**	1958	1959
I. SAVINGS				
Positions abolished prior to budget consideration	26	$71,539	$73,489	$75,439
New positions requested in budgets but denied	70		208,432	228,153
Existing positions in budgets, denied effective July 1	26		83,653	85,032
Positions reclassified downward, prior to budget action	15	5,433	4,212	3,359
Positions reclassified downward, in budget review	9		5,642	4,749
Totals		$76,972	$375,428	$396,732

** The 1957 figures are the sums which would be saved, or expended, if on the basis of a full year.

Type of Action	Number to which Positions applied	Approximate Dollars 1957**	1958	1959
II. ADDED COST				
Positions added prior to budget consideration	5	$14,330	$15,426	$16,097
Positions granted in budget* consideration	59		129,791	136,416
Positions reclassified upwards prior to budget action	37	7,642	10,051	11,445
Positions reclassified upwards in budget review	3		979	1,037
Totals		$21,972	$156,247	$165,005

* After deducting estimated cost ($36,321 and $37,687) for next two years for salaries of 15 temporary employees already filling some of these positions.

Savings resulting from the personnel survey cannot be fully estimated until the actual recoveries by the salary adjustment fund are noted. These have been as follows:

First three quarters, fiscal 1955	$27,784
First three quarters, fiscal 1956	181,121
First two quarters, fiscal 1957	135,000

At the rate of recovery in the first half of fiscal 1957, it would seem reasonable to assume a total for the first three quarters of $200,000. The fourth quarter savings are returned directly in the form of lapses, and do not appear in the salary adjustment fund. The very considerable increase in 1956 and 1957 in my judgment resulted for the most part from the much greater control in the last two years, during the personnel survey, of expenditures for salaries.

I want to emphasize that the net savings shown in these tables do not indicate all which you should expect to occur eventually. As I mentioned, it is our intent to injure as few incumbent employees as possible. As far as we can, we will delay both abolition and downward reclassification until vacancies due to turnover will permit such action to take place. Savings to the State should continue to result for many months to come. It will be my constant effort to achieve them to the maximum.

There are possibilities for still other savings. Included in the summary report being submitted to your committees are fifteen proposals which apply to the structure of some state departmental functions.

Sincerely,

LANE DWINELL

Introduction of Bills

The following bills and House joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Hunter of Hampton, House Bill No. 226, An Act relative to town appropriations for band concerts. To the Committee on Municipal and County Government.

By Mr. Phelps of Andover, House Bill No. 227, An Act changing the name of Bog pond in the town of Andover to Blackwater pond. To the Committee on Municipal and County Government.

By Mr. Hunter of Hampton, House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court. To the Committee on Judiciary.

By Mr. Monahan of Hanover and Mr. Stearns of Durham, House Bill No. 229, An Act providing for special non-resident student hunting licenses. To the Committee on Fish and Game.

By Mr. Bloomfield of Claremont, House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases. To the Committee on Liquor Laws.

By Mr. Rathbone of Exeter, House Bill No. 231, An Act relative to sale of electrical appliances. To the Committee on Insurance.

By Mr. Pillsbury of Manchester, House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of the state. To the Committee on Appropriations.

By Mr. Willey of Campton, House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass. To the Committee on Claims.

By Mrs. Taylor of Whitefield, House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlbert. To the Committee on Claims.

By Mr. Rathbone of Exeter, House Joint Resolution No. 24, Joint Resolution relative to eradication of ragweed. To the Committee on Public Health.

By Mr. Shattuck of Danville, Miss Spollett of Hampstead, Mr. White of Atkinson, Mrs. Palmer of Plaistow, Mr. Eastman of Exeter, Mr. Tenney of Chester, Mr. Cheney of Newton, Mr. Rathbone of Exeter, Mr. Nickerson of East Kingston, Mr. Eldredge of Exeter, Mrs. Prescott of Brentwood, Mr. Sheehy of Newfields, Mr. Blair of Epping, Mr. Eastman of Kensington, Mr. Felch of Seabrook, Mr. Persson of Candia, and Mr. Landrigan of Raymond, House Joint Resolution No. 25, Joint Resolution in favor of Russell A. Mason. To the Special Joint Committee consisting of members on Claims and Fish and Game Committees.

Senate Message

The Senate has passed bills with the following titles, in

the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 4, An Act relative to benefits under the firemen's retirement system.

Senate Bill No. 5, An Act correcting an error in a reference in the provisions relative to the state library commission.

Senate Bills Read and Referred

Senate bills read a first and second time and referred as follows:

Senate Bill No. 4, An Act relative to benefits under the firemen's retirement system, to Committee on Executive Departments and Administration.

Senate Bill No. 5, An Act correcting an error in a reference in the provisions relative to the state library commission. To the Committee on Executive Departments and Administration.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 10, An Act relative to Contoocook Fire Precinct.

House Bill No. 29, An Act defining the term "governor and council."

Resolutions

Mr. Betley of Manchester offered the following resolution:

Resolved, that any attorney who is a member of the general court shall not engage in practice before any judicial tribunal while the general court is in session.

The Speaker referred the resolution to the Committee on Rules.

Mr. Betley of Manchester offered the following concurrent resolution:

Resolved by the House of Representatives, the Senate concurring:

That any attorney who is a member of the general court shall not engage in practice before any judicial tribunal while the general court is in session.

The Speaker referred the concurrent resolution to the Committee on Rules.

Committee Changes

Mr. Murphy of Dover from Fish and Game Committee to Aviation Committee.

Mr. Richardson of Randolph from Aviation Committee to Fish and Game Committee.

On motion of Mr. Pickett of Keene, the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Hayward of Hanover at 11:22 o'clock the House adjourned.

THURSDAY, FEBRUARY 7, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

We pray, O God, that Thou wilt fill this sacred minute with meaning, that our souls may be refreshed and our spirits renewed. Wilt Thou give unto us, O Lord, that quietness of mind in which we can hear Thee speaking to us.

As we take up our tasks this day, our Father, each one of us offers to Thee the prayer once prayed by an Indian on our western plains.

"Great Spirit, help me never to judge another until I have walked in his moccasins for two weeks."

We ask this now in the name of Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Christiansen of Berlin led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced members of the Civics Class from

Franklin High School as guests of the House sponsored by Mr. Broadhurst of Franklin.

The Chair also introduced a group of students from Chile who are staying in Keene under the Experiment in International Living Program, as guests of the House sponsored by Miss Faulkner of Keene.

Leaves of Absence

Messrs. Murch of Portsmouth and Bragdon of Amherst were granted leaves of absence for the day on account of illness.

Mrs. Ayer of Pittsfield was granted leave of absence for the day on account of illness in the family.

Mr. Weymouth of Farmington was granted leave of absence for today and next week on account of important business.

Committee Reports

Mr. Mott of Newington, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack River, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill was referred to the Committee on Appropriations under the rules.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 6, Joint Resolution for the purchase of state flags for the national guard, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Willey of Campton moved that the words, "Ought to pass" be substituted for the words, "Inexpedient to legislate."

The question being on the motion to substitute.

(Discussion ensued)

Messrs. Willey of Campton, Bouvier of Swanzey, Pickett of Keene, Betley of Manchester and Mrs. Martin of Littleton spoke in favor of the motion.

Messrs. Walker of Concord, Green of Manchester, Cole of Lebanon and Mrs. Dondero of Portsmouth spoke against the motion.

The question being on the motion to substitute.

Mr. Willey of Campton requested a division.

A division being had, the results were so manifestly in the negative, that the motion did not prevail.

Mr. Betley of Manchester desired to be recorded as having voted in the affirmative.

The question being on the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Henry of Concord, for the Committee on Aviation, to whom was referred House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haigh of Salem, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 70, An Act relative to penalty for illegal practice of chiropractic, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Brungot of Berlin, for the Committee on Judiciary, to whom was referred House Bill No. 93, An Act relative to application of juvenile court law, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Martin of Littleton, for the Committee on Judiciary, to whom was referred House Bill No. 97, An Act relative to uniform forms of accounting by trustees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 98, An Act relative to discharging of chattel mortgages and conditional sales contracts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 103, An Act relative to the discharge of chattel mortgages, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Griffin of Auburn, for the Committee on Judiciary, to whom was referred House Bill No. 105, An Act relative to write in votes at the primary elections, and nominations thereunder, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Williams of Grafton, for the Committee on Municipal and County Government, to whom was referred House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanbornton, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Crowley of Manchester, for the Committee on Municipal and County Government, to whom was referred House Bill No. 145, An Act legalizing the biennial election, 1956, in the town of Weare, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Speaker recognized Mr. Corbett of Concord on a point of inquiry, as to whether a representative elected at an illegal meeting, may legally take his seat in the House prior to passage of a bill legalizing the meeting at which he was elected.

The Speaker explained that inasmuch as the House is the judge of the qualifications of its own members a member may legally take his seat unless challenged by the House, irrespective of the legality of the meeting at which he was elected.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund.

Senate Bill Read and Referred

Senate Bill No. 27, read a first and second time, and referred as follows:

Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund.

To the Committee on Municipal and County Government.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 25, An Act relative to initial motor vehicle number plates.

House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses.

Report of Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 10, An Act relative to Contoocook Fire Precinct.

House Bill No. 29, An Act defining the term "governor and council."

Senate Bill No. 10, An Act relative to correction of assessments for payment of income taxes.

The report was accepted.

Point of Inquiry

The Chair recognized Mr. Malley of Somersworth who inquired as follows:

"Will the Speaker explain the procedure whereby House Bill No. 24 was passed to Third Reading and final passage Tuesday, February 5th without giving an opportunity to offer amendments from the floor, while the bill was still on second reading"?

The Speaker explained that the main question before the House at the time the previous question was ordered was; Shall the bill be read a third time? When the subsidiary motion, namely the motion to postpone to a certain day, was voted in the negative, the main question was next put and acted upon by the House.

Point of Order

The Chair recognized Mr. Malley of Somersworth on a point of order. Mr. Malley stated as follows:

"I am of the opinion that the proceeding whereby House Bill No. 24 was put on third reading was in violation of the Rules of the House and prejudicial to the rights of the opponents of the bill as written.

"I maintain House Bill No. 24 has not been legally passed. I wish this inquiry and point of order to appear in the Journal of today."

Speaker's Ruling

The Speaker ruled that House Bill No. 24 was legally passed, explaining that a member who desires to rise to a point of order must seasonably do so. In the absence of any such point of order the Chair is presumed to have acted properly, it being the duty of the members to rise at the proper time to question the procedure of the Chair. In the event the Chair has proceeded in a manner not prescribed by the Rules and is not seasonably challenged by any member, the right to challenge has been waived and any subsequent action taken by the House is valid.

The Speaker recognized Mr. Pillsbury of Manchester who commented on the Speaker's ruling.

Announcement

The Speaker announced that there was an error in the printing of the committee reference of House Joint Resolution No. 20. Said House Joint Resolution was actually referred to the Committee on Appropriations but the printed House Joint Resolution referred it to the Committee on Claims. The Speaker stated that because of the expense involved the House Joint Resolution would not be reprinted.

Committee Appointments

The Speaker appointed Mr. Bennett of Keene to serve on the Committee on Judiciary until such time as Mr. Wadleigh of Milford is qualified and able to take his seat. The Speaker also appointed Mr. Eastman of Kensington to serve on the Committee on Judiciary until such time as Mr. Healy of Manchester is qualified and able to take his seat.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Qualified

Mr. Healy of Manchester, Ward 6, having appeared before His Excellency, the Governor, on Thursday, February 7, took his seat as a member of the House.

Third Readings

House Bill No. 145, An Act legalizing the biennial election, 1956, in the town of Weare.

House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanbornton.

House Bill No. 105, An Act relative to write in votes at the primary elections, and nominations thereunder.

House Bill No. 70, An Act relative to penalty for illegal practice of chiropractic.

House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. Davis of Concord at 12:11 o'clock the House adjourned.

TUESDAY, FEBRUARY 12, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our heavenly Father, we thank Thee that today our whole nation unites in paying tribute to one whom we all dearly love. We thank Thee for the memory of Abraham Lincoln: for his moral courage, his understanding heart, his high resolve in all things always to be in Thy service.

We pray that something of this spirit may be present among us now, enabling us to seek the common good rather than to submit to group pressures. And may we see as clearly as he did that only right makes right, that only as we are in Thy service can we hope that our affairs will prosper.

We pray in Jesus' name. Amen.

Salute to the Flag

Mrs. Davis of Concord led the Convention in the salute to the flag.

Introduction of Guest Speaker

The Speaker introduced Dr. J. Duane Squires of New London, New Hampshire, Head of the History Department at Colby Junior College who addressed the Joint Convention as follows:

Mr. Speaker, Mr. President, Your Excellency, Gentlemen of the Council, Members of the General Court, Ladies and Gentlemen:

One hundred and forty-eight years ago today Abraham Lincoln was born in Kentucky. Ninety-six years ago yesterday, on Monday, February 11, 1861, President Elect Lincoln and his family left their home in Springfield, Illinois, for Washington. As he faced the four years of heavy executive

responsibility, Lincoln was strengthened by the thought that he had served in legislative halls for ten years. Four times he had been elected to the Illinois State Legislature, and once to the national House of Representatives.

It is with deep appreciation for your invitation to be here this morning that I address myself to the subject, "Abraham Lincoln and New Hampshire." Millions of words have been written and spoken about this immortal man, whose portrait adorns the walls of this very chamber. While it would be idle for me to believe that I can say anything entirely new, a review of certain facts which are known about Lincoln and his relationships to our State may be of interest to you. As you all realize, Abraham Lincoln was the sixteenth President of the United States. Bearing that number in mind, let me list for you sixteen ways in which he had connections with New Hampshire men and women, or with the institutional life of our State. I am not making a complete list, for the time does not permit.

1. In 1847-48, when serving his only term in the national House of Representatives, Abraham Lincoln began a life-long friendship with Congressman Amos Tuck of Exeter, who started his service in Congress at the same time as the new member from Illinois.

2. In the summer of 1856, New Hampshire's delegation to the national Republican Convention in Illinois, headed by this same Amos Tuck, voted on the first ballot for Abraham Lincoln as its candidate for Vice President of the United States.

3. In the autumn of 1859, Abraham Lincoln, choosing from all the preparatory schools in the nation, sent his oldest son, Robert Todd Lincoln, to Phillips Exeter Academy at Exeter, New Hampshire, for a year of study before the young man entered Harvard.

4. In March, 1860, as our distinguished New Hampshire jurist, Elwin L. Page, has lucidly shown, Abraham Lincoln made eloquent speeches in Concord, Manchester, Dover, and Exeter, convincing thousands of people in this State that he was a logical choice for the Presidency.

5. In May, 1860, New Hampshire was the first State on the roll call of the Republican National Convention, meeting

in Chicago, to give Abraham Lincoln the majority vote of its delegates.

During the campaign which followed, Candidate Lincoln became deeply attached to such New Hampshire men as Edward H. Rollins, George G. Fogg, John P. Hale, William E. Chandler, and Nehemiah G. Ordway.

6. In the spring of 1861, President Abraham Lincoln showed his deep appreciation of the loyalty of a native son of New Hampshire, John A. Dix, — born in Boscawen — by naming him a Major General in the U. S. Army.

7. In 1861, President Lincoln authorized two innovations in the science of warfare, both having relationship with New Hampshire. In June of that year, he recognized another native son of this State, T. S. C. Lowe, — born in Randolph — by making him head of the first Aeronautical Corps in American military history. Likewise, in the autumn of 1861 the President instigated the construction of the original iron-clad ship in the annals of the U. S. Navy, the "Monitor." A portion of the turret of this first iron-clad was fabricated by the Amoskeag Machine Shop of Manchester.

8. On July 2, 1862, President Abraham Lincoln signed the Agricultural College Land Grant Act. Under its terms the New Hampshire College of Agriculture and Mechanic Arts — now the University of New Hampshire — was founded by this General Court four years later.

9. In July, 1862, President Abraham Lincoln signed a bill sponsored by Senator Henry Wilson, then of Massachusetts but a native-born son of Farmington, New Hampshire, by which the Congressional Medal of Honor was created as the nation's highest award for valor.

10. On February 25, 1863, President Abraham Lincoln signed the first of the laws under which our present system of national banks began. To this day, the word "National" in a bank's title here in New Hampshire, as elsewhere in the nation, is a lasting reminder of Abraham Lincoln's financial acumen.

11. In August, 1863, President Abraham Lincoln sent his wife and their eldest son to the White Mountains of New Hampshire, as a help in Mrs. Lincoln's convalescence from a recent accident. His telegrams to her while she was in our State have been preserved.

12. In October, 1863, President Abraham Lincoln, at the urging of Sarah Josepha Hale, a native daughter of Newport, New Hampshire, proclaimed the first in what is now the annual national observance of Thanksgiving in the closing days of each November.

13. In January, 1864, New Hampshire was the first State in which Lincoln's supporters officially endorsed him for renomination and re-election, thus setting a precedent which swept the North.

14. In December, 1864, President Abraham Lincoln named Salmon P. Chase, born in Cornish, New Hampshire, as Chief Justice of the United States. Chase thus became the first of only two New Hampshire-born men ever to attain this distinguished position.

15. One of the handful of close friends permitted to visit the bedside of the President as he lay dying in the early morning of April 15, 1865, was Edward H. Rollins of Concord, who later represented our State on the funeral train to Illinois.

16. The two greatest sculptors of Abraham Lincoln from his death to the present were artists who were both intimately associated with New Hampshire: Augustus St. Gaudens, adopted son of Cornish; and Daniel Chester French, native son of Exeter. Two great statues of Lincoln by St. Gaudens are among the art treasures of Chicago. The majestic figure by French is at the heart of the Lincoln Memorial in Washington.

Such, ladies and gentlemen, are sixteen ways in which Abraham Lincoln during his public life had contacts with people or institutions in the Granite State. As I indicated before, there were still other connections, but time does not permit their discussion today. Enough has been said, I believe, to show you that New Hampshire has every reason to be proud of its many associations with him who became the sixteenth President of the United States. But the memories of such associations can be more than a matter of pride to us today. They can also be an inspiration to every one of you as lawmakers and as members of the executive branch of our State government.

The statue of Freedom surmounting the dome of the national Capitol was erected there during the presidency of Abraham Lincoln. On December 2, 1863, it was placed in

position on what was then the highest man-made elevation in the capital city. Most of you have seen it with your own eyes. There it still stands, symbolic of the spirit and aspirations of the American people. Recollections of Lincoln's connections with New Hampshire are likewise symbolic. They can and should remind us all in this generation that democracy will be great only when ennobled by constructive and imaginative leadership like that of Abraham Lincoln.

On motion of Senator Humphreys of District No. 24 the Convention rose.

House

Introduction of Guests

The Chair introduced members of the 7th and 8th grades of the Center Harbor School as guests of the House sponsored by Mr. Matheson of Center Harbor.

Leaves of Absence

Messrs. Rollins of Alton and Gay of New London were granted leaves of absence for the day on account of important business.

Messrs. Batchelder of Deerfield and Crosby of Hillsborough were granted leaves of absence for the week on account of important business.

Mr. Thorndike of Windham was granted a leave of absence for two weeks on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. King of Manchester, House Bill No. 232, An Act relative to payment of burial expenses under Workmen's Compensation. To the Committee on Labor.

By Mr. Brown of Strafford, House Bill No. 233, An Act relating to conduct after a motor vehicle accident. To the Committee on Judiciary.

By Mr. Robb of Manchester, House Bill No. 234, An Act relative to liability of parents for destruction of property by juveniles. To the Committee on Judiciary.

By Mr. Ecker of Manchester, House Bill No. 235, An Act providing penalty for false bomb scares. To the Committee on Judiciary.

By Mr. Lamprey of Moultonborough, House Bill No. 236, An Act relative to convicting uninsured motorists and the disposal of fines therefrom. To the Committee on Insurance.

By Mr. Bigelow of Warner, House Bill No. 237, An Act extending road in Warner. To the Committee on Public Works.

By Mr. Barnard of Concord, House Bill No. 238, An Act relative to operation of motor vehicles at intersecting roads. To the Committee on Transportation.

By Mr. Tiffany of Concord, House Bill No. 239, An Act relative to motor vehicle probationary licenses. To the Committee on Transportation.

By Mr. Monblo of Claremont, House Bill No. 240, An Act relative to railroad employee's safety. To the Committee on Transportation.

By Mr. Geisel of Manchester, House Bill No. 241, An Act relating to wilful concealment of merchandise in stores. To the Committee on Executive Departments and Administration.

By Mr. Peaslee of Wakefield, House Bill No. 242, An Act relative to folding and depositing ballots at elections. To the Committee on Executive Departments and Administration.

By Mr. Craig of Manchester, House Bill No. 243, An Act relative to state employees annual and sick leave. To the Committee on Executive Departments and Administration.

By Mr. Geisel of Manchester, House Bill No. 244, An Act relative to imposing head tax on certain nonresidents working within the state. To the Committee on Ways and Means.

By the Committee on Rules (Mr. Mailloux of Pelham), House Bill No. 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness. To the Committee on Education.

By Mr. Vaughan of Newport, House Bill No. 246, An Act to repeal the classification of Little Sugar River under the water pollution law. To the Committee on Resources, Recreation and Development.

By Mr. Brown of Keene, House Bill No. 247, An Act relating to disqualification for employment by a city. To the Committee on Municipal and County Government.

By Mr. Clement of Rochester, House Bill No. 248, An Act relative to appointment of police commissioners for the city of Rochester. To the Special Committee composed of the Delegation from the City of Rochester.

By Mr. King of Manchester, House Bill No. 249, An Act providing for an assistant solicitor and investigator for the Hillsborough county solicitor. To the Special Committee composed of the Delegation from Hillsborough County.

By Mr. Angus of Claremont, House Bill No. 250, An Act relative to salary and expenses of sheriff of Sullivan county. To the Special Committee composed of the Delegation from Sullivan County.

Printing Dispensed With

On motion of Mr. Angus of Claremont the rules were so far suspended as to dispense with the printing of House Bill No. 250.

By Mr. Crowley of Manchester, House Bill No. 251, An Act to define the powers of the finance commission for the city of Manchester. To the Special Committee composed of the Delegation from the City of Manchester.

By Mr. Monahan of Hanover, House Bill No. 252, An Act providing for an official state bird. To the Committee on Resources, Recreation and Development.

By Mr. King of Manchester, House Bill No. 253, An Act relative to hunting accidents. To the Committee on Fish and Game.

By Mr. Monahan of Hanover, House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways. To the Committee on Resources, Recreation and Development.

By Mr. Barnard of Concord, House Bill No. 255, An Act transferring the administration of motor carriers of property and motor carriers of passengers to the motor vehicle department. To the Committee on Executive Departments and Administration.

By Mr. Vaughn of Bow, House Joint Resolution No. 26, Joint Resolution in favor of George F. Ordway. To the Committee on Claims.

By Mr. Vaughn of Bow, House Joint Resolution No. 27, Joint Resolution in favor of Neil B. Ordway. To the Committee on Claims.

Committee Reports

Mr. Dana of Laconia, for the Committee on Labor, to whom was referred House Bill No. 122, An Act relative to payment of unemployment benefits at the local district offices, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wheeler of Keene, for the Committee on Municipal and County Government, to whom was referred House Bill No. 108, An Act relative to the issuance of county bonds, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Approval.* Amend RSA 33:10 by adding at the end thereof the words, provided that a public hearing is held which shall be advertised at least seven days before said public hearing, in some daily newspaper having a wide circulation in the county, giving the time and place of the hearing; and provided that not more than fourteen days after said public hearing the county delegation shall approve such bond issue by at least two-thirds of the county delegation present and voting, so that said section as amended shall read as folllows: 33:10. *County Bonds.* County bonds shall be authorized and issued as provided in chapters 25 and 28, provided that a public hearing is held which shall be advertised at least seven days before said public hearing, in some daily newspaper having a wide circulation in the county, giving the time and place of the hearing; and provided that not more than fourteen days after said public hearing the county delegation shall approve such bond issue by at least two-thirds of the county delegation present and voting.

2. *Takes Effect.* This act shall take effect sixty days after passage.

The report was accepted.

The question being on the amendment.

(Discussion ensued)

Mrs. Brungot of Berlin spoke against the amendment.

Messrs. Terry of Westmoreland and Eldredge of Exeter spoke in favor of the amendment.

Laid upon the Table Under Rule No. 48

On a point of inquiry by Mr. Pillsbury of Manchester the Speaker ordered that House Bill No. 108 be laid upon the table for printing of the amendment, to be taken up in the regular order of business on Thursday.

Miss Faulkner of Keene, for the Committee on Public Health, to whom was referred House Bill No. 79, An Act relative to examinations and fees in the practice of optometry, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The question being, Shall the bill be read a third time?

(Discussion ensued)

Mrs. Brungot of Berlin spoke against the question.

Messrs. Kearns of Manchester, Bradley of Hanover and Geisel of Manchester spoke against the question.

Mr. Kearns of Manchester moved that House Bill No. 79 be indefinitely postponed.

The question being on the motion to indefinitely postpone.

(Discussion ensued)

Messrs. Pinkham of Northwood, Pillsbury of Manchester, and Karagianis of Laconia spoke against the motion.

Mr. Betley of Manchester spoke in favor of the motion.

Personal Privilege

The Speaker recognized Mr. Kearns of Manchester on a point of personal privilege. Mr. Kearns withdrew his motion that House Bill No. 79 be indefinitely postponed.

Mr. Betley of Manchester moved that House Bill No. 79 be indefinitely postponed.

The question being on the motion to indefinitely postpone.

(Discussion ensued)

Mr. Betley of Manchester spoke in favor of the motion.

Mrs. Atwood of Sanbornton and Mr. Rathbone of Exeter spoke against the motion.

The question being on the motion.

On a *viva voce* vote the motion did not prevail.

Mr. Betley of Manchester desired to be recorded as having voted in the affirmative.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Carpenter of Henniker, for the Committee on Transportation, to whom was referred House Bill No. 47, An Act relating to clearance of bridges, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Rathbone of Exeter who requested an explanation of the bill.

Mr. Soucy of Manchester explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Haggett of Belmont, for the Committee on Transportation, to whom was referred House Bill No. 57, An Act relating to motor vehicle fees and municipal permits, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Rathbone of Exeter who requested an explanation of the bill.

Mr. Soucy of Manchester explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Armstrong of Littleton, for the Committee on Transportation, to whom was referred House Bill No. 31, An Act relative to re-examination of holders of licenses to operate

motor vehicles, having considered the same, reported the same with the following amendment, and recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "require" in the third line the words, with cause, so that said section as amended shall read as follows: 1. *Motor Vehicle Operator Licenses.* Amend RSA 261:3-a (supp) as inserted by 1955, 294:1 by striking out said section and inserting in place thereof the following: 261:3-a. *Re-examination.* The commissioner may require with cause any person holding a license to operate motor vehicles or applying for re-issue of such license to pass such examination as to his qualifications as the commissioner shall prescribe. No license shall be re-issued to such person or continued in effect until the commissioner is satisfied as to such person's fitness to operate a motor vehicle.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood.

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death.

Senate Bill No. 46, An Act relative to ice fishing in Umbagog Lake.

Senate Bills Read and Referred

Senate bills severally read a first and second time and referred as follows:

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood. To the Committee on Transportation.

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death. To the Committee on Judiciary.

Senate Bill No. 46, An Act relative to ice fishing in Umbagog Lake. To the Committee on Fish and Game.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 3, An Act relative to posting notices for caucuses.

House Bill No. 14, An Act legalizing the biennial election of 1956 in the town of Pittsfield.

House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes.

House Bill No. 16, An Act relative to nonresident hairdressers and hairdresser demonstrators.

House Bill No. 23, An Act legalizing the biennial election, 1956, in the town of Washington.

House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, switch knives, etc.

House Bill No. 27, An Act relating to false procurement of narcotics.

House Bill No. 38, An Act increasing fee for witnesses.

House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational Society in Nashua, to consolidate into one corporation named Unitarian-Universalist Church of Nashua, N. H.

Resolutions

Mr. Craig of Manchester offered the following resolution:

Whereas, Representative Lorenzo P. Gauthier of Manchester, Ward 13, is ill in the hospital, therefore be it

Resolved, That we, the members of the House of Representatives of the General Court, express our sympathy in his illness and our best wishes for a speedy recovery to health, and be it further

Resolved, That the Clerk of the House transmit a copy of these resolutions to Representative Gauthier.

On a *viva voce* vote the resolution was adopted.

Mr. Barnard of Concord offered the following resolution:

Whereas, Former Senator Sarah Otis of Concord, has been ill, therefore be it

Resolved, That we, the members of the House of Repre-

sentatives wish to express our gratitude that Senator Otis has recovered from her illness and is here visiting us in the House of Representatives today.

On a *viva voce* vote the resolution was adopted.

Mr. Pickett of Keene moved that the rules be so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Mr. Pillsbury of Manchester offered the following amendment to the foregoing motion: That when the House adjourns today it be in memory of Abraham Lincoln.

On a *viva voce* vote the amendment was adopted.

The question being on the motion to suspend the rules as amended.

On a *viva voce* vote the motion prevailed.

Third Readings

House Bill No. 31, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 57, An Act relating to motor vehicle fees and municipal permits.

House Bill No. 47, An Act relating to clearance of bridges.

House Bill No. 79, An Act relative to examinations and fees in the practice of optometry.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Miss Loizeaux of Plymouth at 1:40 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 13, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father in heaven, as we pray for Thy blessings upon the members of the House and of the Senate, and upon the

Governor, we are not unmindful of those in the gallery who join us in this prayer.

Thou who didst bring forth in this land a new nation, conceived in liberty; wilt Thou now challenge them, we pray Thee, with the vision of good citizenship. Wilt Thou plant and nourish in their hearts a love for all that is good in America and a desire to make it even better. Wilt Thou shed Thy grace on this land that we love,

"And crown Thy good with brotherhood
From sea to shining sea!" Amen.

Salute to the Flag

Mrs. Hayward of Hanover led the Convention in the salute to the flag.

House

Introduction of Guests

The Speaker introduced members of the League of Women Voters from the various local leagues throughout the state as guests in the gallery, headed by their state president, Mrs. James Stamps of Gilford, daughter of Senator Rogers.

The Speaker introduced grades 7 and 8 of the Dublin Consolidated School as guests of the House, sponsored by former Representative Charles Thomas of Dublin.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Miss Loizeaux of Plymouth, House Bill No. 256, An Act relative to advertising by motels, cabins and motor courts. To the Committee on Executive Departments and Administration.

By Mr. Alls of Colebrook, House Bill No. 257, An Act relative to bounties on porcupines. To the Committee on Resources, Recreation and Development.

By Mr. Maxham of Concord, House Bill No. 258, An Act relative to longevity payments to state employees. To the Committee on Executive Departments and Administration.

By Miss Spollett of Hampstead, House Bill No. 259, An

Act relative to aquatic nuisance control. To the Committee on Resources, Recreation and Development.

By Mr. Street of Sharon, House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds. To the Committee on Insurance.

By Miss Collyer of Lisbon, House Bill No. 261, An Act relative to prohibitions against hunting on certain lands. To the Committee on Fish and Game.

By Miss Collyer of Lisbon, House Bill No. 262, An Act relative to use of fluorine in public water supplies. To the Committee on Public Health.

By Mr. Vaughn of Bow, House Joint Resolution No. 28, Joint Resolution in favor of Frederick W. Ordway. To the Committee on Claims.

By Mr. Pickett of Keene, House Joint Resolution No. 29, Joint Resolution in favor of Robert J. Croteau. To the Committee on Appropriations.

Report of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 3, An Act relative to posting notices for caucuses.

House Bill No. 14, An Act legalizing the biennial election of 1956 in the town of Pittsfield.

House Bill No. 16, An Act relative to nonresident hairdressers and hairdresser demonstrators.

House Bill No. 23, An Act legalizing the biennial election 1956, in the town of Washington.

House Bill No. 25, An Act relative to initial motor vehicle number plates.

House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, switch knives, etc.

House Bill No. 27, An Act relating to false procurement of narcotics.

House Bill No. 38, An Act increasing fee for witnesses.

House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational

Society in Nashua, to consolidate into one corporation named, Unitarian-Universalist Church of Nashua, New Hampshire.

House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes.

House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses.

Resolutions

Messrs. Deans and Falconer of Milford offered the following resolution:

Whereas, We have learned with sorrow of the death of Fred T. Wadleigh, duly elected Representative from the town of Milford, and

Whereas, Mr. Wadleigh has fourteen times been elected to serve his town as a Representative as well as serving as Senator from the Twelfth Senatorial District and as Councilor from the Fourth Councilor District, and

Whereas, We are fully mindful of the loyal and efficient service rendered by him to his town, county and state, therefore be it

Resolved, That we, the members of this House of Representatives, do hereby express our deepest sympathy to the family of Mr. Wadleigh in its bereavement, and be it further

Resolved, That the Speaker appoint a committee to attend the funeral and that the Clerk procure a floral offering, and be it further

Resolved, That a copy of these resolutions be transmitted by the Clerk to the bereaved family of Mr. Wadleigh.

On a rising vote the resolution was adopted.

Messrs. Willey of Campton and Stearns of Durham offered the following resolution:

Whereas, Former Representative Hiram Gingras of Ashland is ill in the Veterans' Hospital at Rutland, Mass., thereby be it

Resolved, That we, the members of the House of Representatives of the General Court, express our deep sympathy, and our best wishes for a complete and speedy recovery, and be it further

Resolved, That the Clerk of the House transmit a copy of these resolutions to former Representative Gingras.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, and when the House adjourns today it be in memory of Representative Fred T. Wadleigh, to meet tomorrow morning at 11:00 o'clock.

On a *viva voce* vote the motion prevailed.

On motion of Mrs. Dawson of Milton at 11:24 o'clock the House adjourned.

THURSDAY, FEBRUARY 14, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Lord our God, humbly we bow in prayer this day, feeling the deep loss of our State and this body in the call that has summoned our brother into that life where "age shall not weary nor the years condemn."

We pray for those who loved him best and will miss him most. May our sympathies be warm and real, and in our great loss may we learn better how to love one another. And may the uncertainty of life make us the more anxious to do good while we have the opportunity.

We pray through Jesus Christ our Lord. Amen.

Salute to the Flag

Senator DeLude of District No. 8 led the Convention in the salute to the flag.

Supplemental Budget Message of Governor Lane Dwinell Delivered to the General Court on February 14, 1957

Mr. Speaker, Mr. President, Members of the General Court:

Your indulgence in receiving a second message on state budgetary matters within the period of three weeks is deeply appreciated. However, I believe that the proposals which I wish to lay before you this morning are of sufficient importance for me to discuss them with you personally.

While there seems to be no recent precedent for a supplemental budget message, there is a statutory recognition of the possible need for such a message contained in Section 9 of Chapter 9 of the Revised Statutes Annotated. This law, which has been long on the statute books of our State, provides that "the Governor shall transmit to the legislature supplemental estimates for such appropriations as in his judgment may be necessary on account of laws enacted after the transmission of the budget, or as he deems otherwise in the public interest." It is further provided that such a message shall include the reasons for their omission from the regular budget. The two-fold reasons for this omission were as follows:

First: It seemed highly desirable to me that a well-rounded proposal for appropriations within the framework of existing revenues be submitted to the General Court at the earliest possible date, in a genuine effort to expedite the business of this session.

Second: It was necessary that careful consideration be given to every reasonable proposal for the raising of such additional revenues as will be needed to support the supplemental appropriations contained in this budget.

As I stated in my previous message, there are certain areas in which the state government owes much more responsibility than it has been willing to admit. I referred particularly to the burden carried by the local property taxpayer, increased in recent years to a large extent by the steadily mounting costs of public education. I referred also to the state's responsibility to higher education, which was met only in part by the increased appropriations I have already recommended for the state university.

I now recommend total additional appropriations of $1,536,000 for the next biennium for three specific purposes:

1. To further increase school equalization aid in the amount of $737,000.

2. To further increase school building construction aid in the amount of $407,000.

3. To provide an additional grant to the University of New Hampshire in the amount of $392,000,

School Equalization Aid

The increased appropriation for school equalization aid for

needy school districts would make possible a reduction in the requirement for "local effort" from 14 mills to 13 mills.

In simpler terms this means a reduction from 14 dollars to 13 dollars per thousand of assessed valuation required from the local district to become eligible for state aid.

I believe this is urgently necessary, for several reasons:

Although equalized property valuations are rising throughout the state as a whole, many of our smaller towns which qualify for this type of aid are experiencing the smallest rate of increase in property valuations.

At the same time, these hard-pressed communities must compete with other districts in hiring teachers, and must somehow meet constantly rising prices of all services and commodities used in their school systems.

Overall costs of operating our public schools, excluding capital outlays, are climbing at the rate of ten percent per year. This reflects both the higher cost of educating an individual pupil and the rapid rise in school enrollments. Therefore, if the state is to provide a constant share of school operating costs, the amount of this basic foundation aid must be increased.

We cannot escape the facts of this situation. For the current 1956 tax year, 51 percent of all local property taxes must go to our schools.

Even with this proposed increase of equalization aid, the state would meet only about one-half of one percent more of operating local school costs this year than was the case in 1956. To my mind, we are bound to make this minimum effort on behalf of the property taxpayers, as well as for the benefit of our boys and girls now in school.

School Building Construction Aid

The increased appropriation for school building construction aid would make it possible to raise the state's contribution from 20% to 30% in the case of single school districts, and from 40% to 50% in the case of cooperative school districts.

As you are well aware, the 1955 General Court inaugurated for the first time in the history of New Hampshire a program of state aid for school building construction. So far, under this new plan, 132 districts have received aid on a total of 207 projects. Over 12 million dollars was budgeted by school

districts for projects under construction during the current year, and it is estimated that 14 million dollars in additional construction will be undertaken during the next biennium. Since this form of state assistance, unlike the equalization aid program, is available to every town or every city regardless of size or need, it is one of the best and most helpful ways in which, on a broad basis, the state can give some relief to the local property taxpayer.

If you approve the recommendations contained in this supplemental budget they will provide, when added to the appropriations contained in the regular budget, a total amount of $4,752,000 in state aid to education, of which $3,485,000 would be in the form of equalization aid and $1,267,000 in the form of building aid. This total amount of nearly $5,000,000 represents an increase of $2,000,000 over the state aid provided by the 1955 legislature.

University of New Hampshire

In my previous budget message I clearly pointed out that I would have further recommendations for the state university. Let me review this situation with you.

The Trustees requested of me additional funds for the biennium in the amount of $1,360,000. After eliminating certain fixed charges for debt retirement which the University officials now agree will not be needed during the next two years, this request was reduced to $1,230,000.

The amount of $680,000 provided in the regular budget, plus the $392,000 recommended at this time, would offer sufficient funds so that the University could carry on its projected program for the next biennium without impairment. These funds would be adequate to cover the proposed salary increases for both instructional and other personnel.

In my judgment certain reasonable savings could be made outside the area of salaries to make it unnecessary for any tuition increase. Even if no savings or reductions in services were effected, the resulting tuition increase would not exceed $25 annually even when applied only to those students who do not now receive scholarship aid.

I might mention that the State Board of Education voluntarily suggested tuition increases at our two teachers colleges to absorb half the increase in compensation for instructional personnel. It should also be pointed out that both in per capita

expenditures for higher education and in the percentage of general fund appropriations for higher education, New Hampshire ranks well above every other New England State, and well above the national average.

Proposals for Additional Revenue

After very careful consideration of many various possibilities for additional revenue to provide for the appropriations requested herewith, I expressly recommend the following legislation:

1. I propose an increase from 6 to 6½ per cent in the state's tax on pari-mutuel betting to produce an additional $400,000.

2. I propose an increase for 15 to 20 per cent in the tax on cigarettes and other tobacco products to produce an additional $1,200,000.

In considering various possible sources of additional revenue for these supplemental appropriations, it was apparent from the outset that there were two courses which could be followed: Either to seek new and untried forms of taxation, or consider reasonable increases in existing forms of taxation which have already proven their productivity and stability. It was equally obvious that the situation did not require the imposition of any massive new tax which would produce more revenue that the present situation demands.

While some of us may regret that the Constitution of New Hampshire does not allow the taxation of cigarettes at one rate and other tobacco products at a different rate, in my judgment the recommended increase in the rate of taxation for all tobacco products, including cigarettes, does not jeopardize our present competitive position with surrounding states. It offers a fair and equitable means of raising a good portion of the revenues necessary to support my proposals for increased expenditures in the field of education. It should be emphasized that there are proposals now pending in the legislatures of two bordering states for increases in the taxation of cigarettes by an amount at least equal to that which I now recommend to you. It should also be noted that in one of these states there is a proposal to initiate a tax on tobacco products other than cigarettes at a rate similar to our own.

May I emphatically state that the proposals contained in

this message, and in the legislation which will be introduced to implement these proposals, do not contemplate the earmarking of any special revenues for any specific appropriations. These proposed expenditures are vital to the welfare of our state, since they will not only increase the education advantages and opportunities of our youth of all ages, but will also relieve the mounting pressure of local property taxation. These recommendations for new revenues, while possibly unpopular to the degree that all taxes are unpopular, represent only a reasonable increase in already accepted forms of taxation. The consideration of these proposals should be with a view to the greatest good for the greatest number, for the welfare of our state as a whole, and should not be influenced by self interest or purely local implications.

In recent months I have been deeply impressed with the concern shown by people in all walks of life over the situation we now face, in our attempts to maintain high standards of public schooling and to provide higher educational opportunities for New Hampshire youth.

I share that concern. I believe that every member of this legislature shares it, and that in your deliberations on these supplementary budget proposals you will prove your right to the confidence placed in you by the people of our state.

On motion of Senator O'Brien of District No. 2 the Convention rose.

House

Introduction of Guests

The Chair introduced members of the J Division, Grade 8 of Rundlett Junior High School, Concord, as guests of the House sponsored by Mr. Walker of Concord.

Leaves of Absence

Messrs. Codding of Keene, Saunders of Nashua and Hebert of Manchester were granted leaves of absence for the day on account of important business.

Petitions from Members

February 8, 1957

Honorable Douglas Scamman
Speaker, House of Representatives
State House
Concord, New Hampshire

DEAR MR. SCAMMAN:

I, Philip H. Weymouth of Farmington, New Hampshire, hereby submit my resignation as a Member of the House of Representatives, representing said Farmington.

I regret that I will not be able to serve out my full term but, because I am accepting Federal employment in Washington, D. C., I will be unable to do so.

Respectfully yours,

PHILIP H. WEYMOUTH.

The member's resignation was accepted.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Miss Collyer of Lisbon, House Bill No. 263, An Act relative to converting the so-called Winant House into a residence for the governor. To the Committee on Executive Departments and Administration.

By Mr. Kelley of Littleton, House Bill No. 264, An Act relating to the classification of Ammonoosuc River and its tributaries. To the Committee on Resources, Recreation and Development.

By Mrs. Currier of Rochester (Committee on Rules), House Bill No. 265, An Act relative to the Gafney Home for the Aged. To the Committee on Executive Departments and Administration.

By Mr. Kelley of Littleton, House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll. To the Committee on Fish and Game.

By Mr. McCullough of Keene, Mr. Wheeler of Keene, House Bill No. 267, An Act relative to the regulation and licensing of coin operated machines. To the Committee on Municipal and County Government.

By Mr. Nelson of Rochester (Committee on Rules), House Bill No. 268, An Act increasing the salary of the justice of

the Rochester municipal court. To the Special Committee composed of the Delegation from the City of Rochester.

By Mrs. Mahoney of Concord (Committee on Rules), House Bill No. 269, An Act relative to the construction, reconstruction and betterment of Class I, II, IV and V highways. To the Committee on Ways and Means.

By Mr. Walker of Concord, House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits. To the Committee on Education.

By Mr. O'Shan of Laconia, House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans' Association. To the Committee on Appropriations.

Committee Reports

Mrs. Atwood of Sanbornton, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 2, Joint Resolution in favor of Louise A. Jones, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Crosby of Hillsborough, for the Committee on Insurance, to whom was referred House Bill No. 80, An Act relative to reporting of fires to the state fire marshal, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bennett of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 125, An Act relative to age limits for laws on delinquent children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The question being on the resolution of the committee.

(Discussion ensued)

Mr. Green of Manchester spoke in favor of the resolution.

Mr. Eaton of Stoddard spoke in favor of the resolution.

On a *viva voce* vote the resolution was adopted.

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 131, An Act relating to the reporting of joint bank deposits for legacy and succession tax purposes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pryor of Ashland, for the Committee on Municipal and County Government, to whom was referred House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in the town of Ashland and Holderness, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 108, An Act relative to the issuance of county bonds, was taken from the table.

The question being on the amendment as printed in the Journal of Tuesday, February 12, page 10.

Mr. McMeekin of Haverhill offered the following amendment to the amendment:

Amend the amendment by substituting the word "convention" for the word "delegation" wherever the same appears in the amendment.

Question being on the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

Mr. McMeekin of Haverhill offered the following further amendment to the amendment:

Amend the amendment by adding at the end thereof the words, "provided a majority of the whole Convention shall be present."

The question being on the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

The question now being, Shall the amendment offered by the committee, as amended by the House, be adopted?

On a *viva voce* vote the amendment as amended was adopted and the bill ordered to a third reading.

Delegation Appointed

The Speaker appointed the following members as a delegation to attend the funeral of the late Fred T. Wadleigh, duly elected representative from Milford:

The Speaker, Mrs. Cooper of Nashua, Messrs. Deans of Milford, Falconer of Milford, Comi of Concord, Eastman of Weare, Warren of Lyndeboro, Green of Manchester, Winston of Manchester and Bragdon of Amherst.

Committee Assignment

The Speaker appointed Mr. Wiggin of Bedford to the Committee on Ways and Means to fill the vacancy created by the resignation of Mr. Weymouth of Farmington.

Resolution

Mr. Walker of Concord offered the following resolution:

Resolved, That the address of the Governor on the Supplemental Budget be printed in today's Journal.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in

order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet Tuesday, February 19 at 11:00 o'clock.

Third Readings

House Bill No. 108, An Act relative to the issuance of county bonds.

House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in the towns of Ashland and Holderness.

House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

House Bill No. 131, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

House Bill No. 80, An Act relative to reporting of fires to the state fire marshal.

Severally read a third time and passed, and sent to the Senate for concurrence.

Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund.

Read a third time and passed, and sent to the Secretary of State to be engrossed.

On motion of Mrs. Payette of Portsmouth at 12:05 o'clock the House adjourned.

TUESDAY, FEBRUARY 19, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O God, our Father, let our first thoughts this morning be of Thee, and let our first actions be to bow before Thee in prayer.

As we take upon our tasks this day, may each one of us offer to Thee the prayer once prayed by a knight of old:

"My Lord, I am ready on the threshold of this new day to go forth armed with Thy power, seeking adventure on the

high road, to right wrong, to overcome evil, to serve Thee bravely, faithfully, joyously."

We ask this now in the name of Jesus Christ, our Lord. Amen.

(This prayer appears on a Knight's Tomb, Church Icomb, England, Thirteenth Century.)

Salute to the Flag

Mrs. Fontaine of Berlin led the Convention in the salute to the flag.

House

Introduction of Guests

The Speaker introduced the graduating class of the State Industrial School of Manchester as guests in the gallery.

The Speaker also introduced students of the Walpole Junior High School as guests of the House sponsored by Messrs. Ballam and Galloway of Walpole.

The Speaker also introduced the following guests of the House: Miss Eloise Brungot, granddaughter of Mrs. Brungot of Berlin; James Sullivan, grandson of Mr. Clark of Derry; Carol, Polly and Jane Lord and the Misses Pringle and Avery, all sponsored by Mrs. Lord of Gilford.

Leaves of Absence

Miss Faulkner of Keene was granted leave of absence for the day on account of important business.

Mrs. Cary of Manchester was granted leave of absence for the week on account of important business.

Mr. Ayer of Nashua was granted leave of absence for the day on account of illness.

Miss Collyer of Lisbon was granted indefinite leave of absence on account of illness.

Mr. Claflin of Wolfeboro was granted leave of absence for the week on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. McMeekin of Haverhill, House Bill No. 271, An Act appropriating additional sums for aid to school districts and

the University of New Hampshire and for increasing the general funds of the state. To the Committee on Ways and Means.

By Miss Collyer of Lisbon, House Bill No. 272, An Act relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees. To the Committee on Labor.

By Mr. Monahan of Hanover, House Bill No. 273, An Act repealing certain provisions relative to seed trees after cutting timber. To the Committee on Resources, Recreation and Development.

By Mr. Monahan of Hanover, House Bill No. 274, An Act relative to powers and duties of arborists. To the Committee on Resources, Recreation and Development.

By Mr. Anderson of Warren, House Bill No. 275, An Act relative to taking brook trout. To the Committee on Fish and Game.

By Mr. Karagianis of Laconia, House Bill No. 276, An Act relative to justices of the Laconia municipal court. To the Special Committee composed of the Delegation from the City of Laconia.

By Mr. Davis of Conway, House Bill No. 277, An Act relative to the government of town and school meetings. To the Committee on Municipal and County Government.

By Mrs. Cooper of Nashua, House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disability. To the Committee on Transportation.

By Mr. Geisel of Manchester, House Bill No. 279, An Act providing for scholarships at the University of New Hampshire. To the Committee on Education.

By Mr. O'Shan of Laconia, House Bill No. 280, An Act repealing the provisions of the Fair Trade Law. To the Committee on Judiciary.

By Mr. Bisbee of Derry, House Bill No. 281, An Act relative to medical referees. To the Committee on Judiciary.

By Mr. Broadhurst of Franklin, House Bill No. 282, An Act relative to the responsibility of parents. To the Committee on Judiciary.

By Mrs. Miner of Meredith, House Bill No. 283, An Act relative to carrying certain passengers in trucks. To the Committee on Transportation.

By Mr. Alls of Colebrook, Mr. Tolman of Nelson and Mr. Swett of Sullivan, House Bill No. 284, An Act relative to the open season for taking fur-bearing animals. To the Committee on Fish and Game.

By Mr. Eaton of Stoddard, House Bill No. 285, An Act relative to the misuse of motor vehicle number plates. To the Committee on Transportation.

By Mr. Willey of Campton, House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle. To the Committee on Fish and Game.

By Mrs. Dondero of Portsmouth, House Bill No. 287, An Act relative to meetings of the council of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mrs. Dondero of Portsmouth, House Bill No. 288, An Act relative to preparation and posting of check lists in the City of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mrs. Dondero of Portsmouth, House Bill No. 289, An Act relative to publication of ordinances of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mr. McMeekin of Haverhill, House Bill No. 290, An Act providing for salaries of unclassified state officials, and establishing certain positions. To the Committee on Appropriations.

By Mr. McMeekin of Haverhill, House Bill No. 291, An Act providing for salaries for classified state employees. To the Committee on Appropriations.

By Mrs. Frizzell of Charlestown, Mr. Monahan of Hanover, Mrs. Tolman of Nelson, House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four. To the Committee on Resources, Recreation and Development.

By Mr. Lougee of Hampton, House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas. To the Committee on Resources, Recreation and Development.

By Mr. Bouvier of Swanzey, House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program. To the Committee on Public Welfare and State Institutions.

Committee Reports

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll County, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following: 1. *Salaries of Deputies.* Amend RSA 548:19 by striking out said section and inserting in place thereof the following: 19. *Salaries of Deputies.* The annual salaries for the deputy registers of probate shall be paid by the state and shall be as follows: Deputy registers of probate for the counties of Rockingham, Hillsborough and Merrimack, minimum, $2,970, maximum, $3,450; for said officers for the counties of Strafford, Belknap, and Grafton, minimum, $2,300, maximum, $2,780; for said officers for the county of Carroll, minimum, $1,800, maximum, $2,280; for said officers for the counties of Cheshire, $1,500, Sullivan, $1,300, and Coos, $1,500; provided, however, that for the counties of Rockingham, Strafford, Grafton, Hillsborough, Merrimack and Belknap no money shall be paid to said officers for clerk hire under section 20 of this chapter. Each year an increase of one hundred and twenty dollars shall be paid until the maximum is reached.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Bill No. 222, An Act for additional appropriations for dormitory for women at the university, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 158, An Act relative to membership of state personnel system, having considered the same, reported the same, in new draft and with new title, with the recommendation that the bill, in its new draft and with its new title, be recommitted to the Committee on Executive Departments and Administration.

The report was accepted and House Bill No. 158 in new draft and with new title was read a first and second time, laid upon the table to be printed and recommitted to the committee on Executive Departments and Administration.

Mr. Jenkins of Loudon, for the Committee on Labor, to whom was referred House Bill No. 58, An Act relative to inspectors in the labor department, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Angus of Claremont who explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred House Bill No. 83, An Act relative to misrepresentation by minor for the purpose of purchase of liquor or beverages, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following: 1. *Prohibition Sales of Liquor and Beverages.* Amend RSA 175:7 by striking out the word "more" in the third line and inserting in place thereof the word, less, and by adding at the end thereof the words, nor more than fifty dollars, so that said section as amended shall read as follows: 175:7. *To Minor Misrepresenting Age.* A minor who falsely represents his age for the purpose of procuring liquor or beverages and who procures such liquor or beverages shall be fined not less than twenty dollars nor more than fifty dollars.

The report was accepted. The question being on the amendment offered by the committee.

Mr. Pillsbury of Manchester moved that House Bill No. 83, with pending amendment, be indefinitely postponed.

The question being on the motion to indefinitely postpone.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the motion.

Messrs. Eaton of Stoddard, Pickett of Keene and Foote of Portsmouth spoke against the motion.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote the motion did not prevail.

The question being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Willis of Salem, for the Committee on Municipal and County Government, to whom was referred House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pinkham of Northwood, for the Committee on Public Health, to whom was referred House Bill No. 78, An Act relative to marine toilets and disposals of sewage from boats, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend 149-A:11 as inserted by section 1 of the bill by inserting after the word "for" in the first line the words, original or, and by striking out the words "Applications for certificates of registration for boats manufactured on or after the date of passage of this act shall contain a statement subject to the penalties of perjury that the boat described therein is equipped in compliance herewith" in the fourth, fifth, sixth, and seventh lines, so that said section as amended shall read as follows: 149-A:11. *Subsequent Registrations.* Applications for original or renewal of certificates of registration from the public utilities commission subsequent to the effective

date hereof, shall contain a statement subject to the penalties of perjury that the boat described therein is equipped in compliance herewith.

Amend section 2 of the bill by striking out the word and figures "April 1, 1958" and insert in place thereof the word and figure, December 31, 1958, so that said section as amended shall read as follows: 2. *Takes Effect.* This act shall take effect December 31, 1958.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Monahan of Hanover, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 156, An Act relating to disposal of roadside brush, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Mott of Newington, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expense, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Phelps of Andover, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 18, Joint Resolution relative to lookout tower on Smarts Mountain, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the House Joint Resolution referred to the Committee on Appropriations under the rules.

Mr. Armstrong of Littleton, for the Committee on Transportation, to whom was referred House Bill No. 21, An Act relating to overtaking and passing school bus, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Bus Stopped on Highway.* Amend RSA 263:43 by striking out said section and inserting in place thereof the following: 263:43 *Overtaking and Passing School Bus.* I. The driver of a motor vehicle upon a highway upon meeting or overtaking from either direction any school bus which has stopped on the highway for the purpose of receiving or discharging any school children shall stop his motor vehicle before reaching such school bus and shall not proceed until such school bus resumes motion, or until flashing red lights cease to operate, and the "Stop" sign has been withdrawn.

II. All such school buses shall be equipped with a "Stop" sign and flashing red lights of such design and material as the commissioner shall prescribe.

The undersigned, a minority of the Committee on Transportation, to whom was referred House Bill No. 21, An Act relative to overtaking and passing school bus, having considered the same, and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

ALICE DAVIS,
PATRICK J. WINSTON,
HAROLD B. HAGGETT,
LEWIS H. CARPENTER,
CHARLES H. CHENEY,
O. JOHN FORTIN.

The reports were accepted.

Laid Upon the Table Under Rule 48

House Bill No. 21, An Act relative to overtaking and passing school bus, with pending reports, was laid upon the table for printing of the amendment, to be taken up under the regular order of business on Thursday, February 21.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred House Bill No. 101, An Act exempting from yield tax trees cut for Christmas trees, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mrs. Frizzell of Charlestown who requested an explanation of the bill.

Mr. Haley of Keene explained the bill.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred House Bill No. 89, An Act repealing the provisions for annual returns and annual return fees for voluntary corporations, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Inactive List.* Amend RSA 292 by inserting after section 8 the following new section: 292:8-a. *Disposition of Records by Secretary of State.* The secretary of state is hereby directed to remove from the so-called active list of voluntary corporations in his office the name of any such corporation which failed to make the returns in 1956 which were required at that time under RSA 292:5-a. The secretary of state shall keep on an inactive list the names of corporations so failing to make returns. If any such corporation shall wish to be entered on the active list it shall forward to the secretary of state a list of the names and addresses of all its officers and directors or governing board together with its principal address and shall also pay a fee of five dollars for the transfer of the name of the corporation from the inactive to the active list.

Amend section 2 of the bill by striking out the words and figures "as of July 1, 1957" and inserting in place thereof the words, upon its passage, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect upon its passage.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Special Committee consisting of the members from the county of Carroll, to whom

was referred House Bill No. 111, An Act relative to the salary of the Carroll county solicitor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out the words "twenty-four hundred" in the third and tenth lines and inserting in place thereof the words, two thousand, so that said section as amended shall read as follows: 1. *Salary Increased.* Amend RSA 7:35 (supp) as amended by 1955, 247:2 by striking out the words "in Carroll, twelve hundred dollars" and inserting in place thereof the words, In Carroll, two thousand dollars, so that said section as amended shall read as follows: 7:35 The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.
In Strafford, two thousand dollars.
In Belknap, eighteen hundred dollars.
In Carroll, two thousand dollars.
In Merrimack, twenty-five hundred dollars.
In Hillsborough, thirty-three hundred dollars.
In Cheshire, two thousand dollars.
In Sullivan, fifteen hundred dollars.
In Grafton, twenty-four hundred dollars.
In Coos, twenty-four hundred dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Scamman of Stratham, for the Committee on Rules, to whom was referred House Resolution barring any attorney who is a member of the General Court from engaging in practice before any judicial tribunal while the general court is in session, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution of the committee.

Mr. Betley of Manchester spoke against the resolution.

Mr. Betley of Manchester moved that the words, "ought to pass" be substituted for the words, "inexpedient to legislate" in the committee's report.

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Betley of Manchester requested a division.

A division being had, the results were so manifestly in the negative that the motion to substitute did not prevail.

Mr. Betley of Manchester desired to be recorded as having voted in the affirmative.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Scamman of Stratham, for the Committee on Rules, to whom was referred Concurrent Resolution barring any attorney who is a member of the General Court from engaging in practice before any judicial tribunal while the General Court is in session, having considered the same, reported the same the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On a *viva voce* vote the resolution of the committee was adopted.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 42, An Act relative to voting in school district meetings.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *School District Meetings.* Amend RSA 197:11 by striking out the word "three" in the third line and inserting in place thereof the word, six; further amend by adding at the end of said section the words, provided however, that the provisions of RSA 54:8, relating to transfer cards, shall apply, so that said section as amended shall read as follows: 197:11. *Voters.* Any person qualified to vote in town affairs may vote at school district meetings in the district in which such person has resided and has a home six months next preceding this meeting; provided however, that the provisions of RSA 54:8, relating to transfer cards, shall apply.

On motion of Mr. Plumer of Bristol the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 32, An Act relative to out-of-state parolee supervision.

Senate Bill No. 48, An Act relative to fee paid by legislative counsel.

Senate Bill No. 50, An Act relative to special sessions of probate court.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time and referred as follows:

Senate Bill No. 32, An Act relative to out-of-state parolee supervision. To the Committee on Judiciary.

Senate Bill No. 48, An Act relative to fee paid by legislative counsel. To the Committee on Judiciary.

Senate Bill No. 50, An Act relative to special sessions of probate court. To the Committee on Judiciary.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

Concurrent Resolution

Resolved by the House, the Senate concurring.

That the joint rules of the Senate and House of Representatives as adopted by the House and Senate for the session of 1955 be adopted for the present session with the following additional rule:

13. Unless otherwise specifically provided by the General Court each law, other than resolutions, passed by the General Court shall take effect on the sixtieth calendar day following passage excluding the date on which it is signed by

the Governor, or the last date on which the General Court acts on the matter, as the case may be.

The question being on the amendment sent down from the Honorable Senate.

Mr. McMeekin of Haverhill moved that the House concur with the amendment sent down by the Senate.

The Chair recognized Mr. Pillsbury of Manchester on a point of inquiry.

(Discussion ensued)

Mr. McMeekin of Haverhill withdrew his motion to concur.

Mr. Pillsbury of Manchester moved that the House non-concur with the amendment sent down from the Senate and that the House request a Committee of Conference.

Messrs. Green of Manchester and Pickett of Keene spoke in favor of the motion.

The question being on the motion to non-concur and request a Committee of Conference.

On a *viva voce* vote the motion prevailed.

The Chair appointed Messrs. McMeekin of Haverhill, Pillsbury of Manchester and Craig of Manchester to serve on the Committee of Conference.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough School District.

Resolutions

Messrs. McCarthy and Lucier of Laconia offered the following resolution:

Whereas, the Honorable Harold E. Wescott of Laconia has recently retired as a Justice of the New Hampshire Superior Court and,

Whereas, the Judge is held in high esteem by those who know him for his loyal service, therefore be it

Resolved, That we, the members of this House of Representatives do hereby extend to Judge Wescott our appreciation

for the friendly manner and the faithful diligence with which he has performed his duties and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Judge Wescott.

On a *viva voce* vote the resolution was adopted.

Mr. Brosnahan of Nashua offered the following resolution:

Whereas, we have learned of the illness and confinment in the St. Joseph's Hospital of our fellow member, David E. Dufour of Nashua, therefore be it

Resolved, That we the members of this House of Representatives do hereby extend our sympathy to Mr. Dufour and our best wishes for a speedy recovery, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mr. Dufour.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 111, An Act relative to the salary of the Carroll County Solicitor.

House Bill No. 222, An Act for additional appropriation for dormitory for women at the university.

House Bill No. 58, An Act relative to inspectors in the labor department.

House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll County.

House Bill No. 78, An Act relative to marine toilets and disposal of sewage from boats.

House Bill No. 156, An Act relating to disposal of roadside brush.

House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs.

House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expense.

House Bill No. 89, An Act repealing the provisions for annual returns and annual return fees for voluntary corporations.

House Bill No. 101, An Act exempting from yield tax trees cut for Christmas trees.

House Bill No. 83, An Act relative to misrepresentation by minor for the purpose of purchase of liquor or beverages.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mrs. Payette of Portsmouth at 12:47 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 20, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Almighty God, we make our earnest prayer that Thou wilt keep the United States in Thy holy protection; that Thou wilt incline the hearts of the citizens to cultivate a spirit of subordination and obedience to government and entertain a brotherly affection and love for one another and for their fellow citizens of the United States at large. And, finally, that Thou wilt most graciously be pleased to dispose us all to do justice, to love mercy, and to demean ourselves with that charity, humility, and pacific temper of mind which were the characteristics of the divine author of our blessed religion and without which we can never hope to be a happy nation. Grant our supplication, we beseech thee, through Jesus Christ, our Lord. Amen.

—GEORGE WASHINGTON.

Salute to the Flag

Mrs. Dondero of Portsmouth led the Convention in the salute to the flag.

House

Introduction of Guests

The Speaker introduced the following as guests of the House:

A group of high school girls selected as Good Citizens by the Daughters of the American Revolution, sponsored by Mrs. Ayer of Pittsfield.

A group of students from the Center Harbor School sponsored by Mr. Matheson of Center Harbor. Miss Judith Roberts and Miss Marilyn Townsend sponsored by the latter's grandfather, Mr. Townsend of Lebanon.

Mrs. McGee and daughter Susan sponsored by Mr. McGee of Lincoln.

Messrs. Raymond and Pierre Payette and the Misses Marie Payette and Nancy Lesueur all sponsored by Mrs. Payette of Portsmouth.

Leaves of Absence

Messrs. Lessels of Concord, Bardol of Wilton and Rice of Peterborough were granted leaves of absence for the day on account of important business.

Mr. Wardwell of Portsmouth was granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Monahan of Hanover, House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities. To the Committee on Resources, Recreation and Development.

By Mr. Eaton of Stoddard, House Bill No. 293, An Act relating to revocation of automobile licenses. To the Committee on Transportation.

By Mrs. Dondero of Portsmouth, House Bill No. 294, An Act relative to positions in the service of the city of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mrs. Dondero of Portsmouth, House Bill No. 295, An Act relative to merit system of personnel in the service of the city of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

By Mrs. Dondero of Portsmouth, House Bill No. 296, An Act relative to membership on personnel advisory board in the city of Portsmouth. To the Special Committee composed of the Delegation from the City of Portsmouth.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers.

Senate Bill Read and Referred

Read a first and second time and referred as follows:

Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court.

House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish.

House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth.

Notice of Motion to Reconsider

The Chair recognized Mr. Malley of Somersworth who served notice that on Tuesday, February 26 he will move that the House reconsider its vote of Tuesday, February 19th, whereby House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs, was ordered to a third reading and passed.

Resolutions

Mr. Carpenter of Henniker offered the following resolution:

Whereas, we have learned with sorrow of the passing of Harry L. Holmes of Henniker, and

Whereas, Mr. Holmes is a former member of this House of Representatives, has been a member of the Governor's Council and has served his community with distinction, therefore be it

Resolved, That we, the members of this House of Representatives do hereby express our sympathy to his bereaved family, and be it further

Resolved, That a copy of these resolutions be transmitted to Mrs. Holmes.

On a *viva voce* vote the resolution was adopted.

Mr. Corbett of Concord offered the following resolution:

Whereas, we have learned of the illness and confinement in the Concord Hospital of Alice V. Flanders of Henniker, and

Whereas, Mrs. Flanders has served many faithful years in the capacity of House Stenographer, therefore be it

Resolved, That we, the members of this House of Representatives do hereby express our sympathy to Mrs. Flanders and our best wishes for a speedy recovery, be it further

Resolved, That the Clerk transmit a copy of this resolution to Mrs. Flanders.

On a *viva voce* vote the resolution was adopted.

Mr. Oliver of Marlborough offered the following resolution:

Whereas, today is the birthday of William Yardley, Representative from the town of Roxbury, and

Whereas, Mr. Yardley is one of the youngest members of this House, therefore be it

Resolved, That we, the members of this House of Representatives wish our fellow member, Mr. Yardley, all the happy returns of the day with the hope that many more will follow, and be it further

Resolved, That the Clerk be instructed to transmit a copy of these resolutions to Mr. Yardley.

On a *viva voce* vote the resolution was adopted.

Parliarmentary Inquiry

The Speaker recognized Mr. Kearns of Manchester who inquired whether or not House Bill No. 271, An Act appropriating additional sums for aid to school districts and the

University of New Hampshire and for increasing the general funds of the state, which was introduced on February 19, can be acted upon piecemeal.

The Speaker explained that under the rules of the House the bill can be acted upon piecemeal provided its parts are easily divisible. The Speaker further explained that he would rule on the divisibility of the bill when a question is raised at the proper time.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote of Tuesday, February 19, whereby it killed the House resolution barring any attorney who is a member of the General Court from engaging in practice before any Judicial Tribunal while the General Court is in session.

Mr. Pickett of Keene after speaking against the motion yielded the floor to Mr. Betley of Manchester who spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider did not prevail.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Martin of Littleton at 11:31 o'clock the House adjourned.

THURSDAY, FEBRUARY 21, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Elmer Young of the First Baptist Church at Newton, N. H.

Let us look to God as we pray.

We pray Thee, O God, that the Spirit of Love, Thy Spirit, that has prompted our great leaders of the past will work within our midst today. We recall this day how our nation's founding father, George Washington, brought his country be-

fore Thee in prayer. We too bring all decisions and choices to Thee that in our affairs, Thy will might be done. Grant that we may see as clearly as he saw what is right under all circumstances.

We pray that Thou wilt raise up among us other men who will walk and talk with Thee, that when the pressures of world affairs and politics press hard upon those who lead they may seek the common good as it is in accord with Thy will, O God. In the name and power of Christ we pray. Amen,

Salute to the Flag

Mrs. Frizzell of Charlestown led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Robert Bigelow sponsored by his father, Mr. Bigelow of Warner.

Dean Dexter sponsored by his grandfather, Mr. Smith of Meredith.

The Misses Maurine and Sheila O'Connor sponsored by their grandfather, Mr. Crowley of Manchester and by their uncle, Mr. O'Connor of Manchester.

Leaves of Absence

Messrs. Tiffany of Concord, Hebert of Manchester and Peever of Salem were granted leaves of absence for the day on account of important business.

Communication

Milford, N. H.
February 19, 1957

Dear Members of the 1957 Session:

We wish to thank all the members of the 1957 Session of the Legislative for the tribute they have paid to our father. The many notes and cards to him while he was in the hospital, the notes of sympathy to us, the beautiful basket of red and white flowers, the large delegation attending the service were tributes we appreciate. The Legislature and the many contacts

resulting were a great joy to him. He fully expected to be an active member this year.

Sincerely,
THE WADLEIGH FAMILY.

Introduction of House Joint Resolution

The following House Joint Resolution was introduced, read a first and second time, laid upon the table for printing and referred as follows:

By Mrs. Peabody of Franconia, House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club. To the Committee on Resources, Recreation and Development.

Committee Reports

Mr. Kelley of Littleton, for the Committee on Fish and Game, to whom was referred Senate Bill No. 46, An Act relative to ice fishing in Umbagog lake, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "fish" in the second line and inserting in place thereof the word, pickerel, so that said section as amended shall read as follows: 1. *Umbagog Lake.* Ice fishing on Umbagog lake is hereby permitted provided that no person shall take more than five pickerel through the ice from said lake in one day.

Amend section 2 of the bill by striking out the word "fish" in the fourth line and inserting in place thereof the word, pickerel, so that said section as amended shall read as follows: 2. *Application of Statutes.* Except in so far as may be otherwise provided under the provisions of section 1 hereof all provisions relative to ice fishing so provided in the fish and game laws shall apply to the taking of pickerel through the ice from Umbagog lake. Further provided that the fish and game director shall not have authority to make a regulation under the provisions of RSA 206:10 which will amend the provisions of section 1 hereof.

The report was accepted.

On a *viva voce* vote the amendment offered by the committee was adopted and the bill ordered to a third reading.

On motion of Mr. Bisbee of Derry the Rules of the House were suspended, the bill read a third time by its title only, passed and sent to the Senate for concurrence in the amendment.

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred House Resolution, Resolution for the support by Congressional Delegation of Senate Bill No. 727, having considered the same, reported the same with the recommendation that the resolution ought to pass.

The report was accepted.

On a *viva voce* vote the House Resolution was adopted.

The Chair recognized Mr. Vaughan of Newport who explained the resolution.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider the vote whereby the House Resolution was adopted.

The question being on the motion to reconsider.

(Discussion ensued)

Messrs. Pillsbury and Betley of Manchester spoke in favor of the motion.

Mr. Young of Pittsfield spoke against the motion.

Mr. Pickett of Keene moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion to reconsider.

On a *viva voce* vote the results were in doubt.

Mr. Pillsbury of Manchester requested a division.

A division being had, 167 having voted in the affirmative, and 145 having voted in the negative, the motion to reconsider prevailed.

Indefinite Postponement

Mr. Pillsbury of Manchester moved that further consideration of the House Resolution in support of United States Senate Bill No. 727 be indefinitely postponed.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

Mr. Clement of Rochester, for the Committee on Appro-

priations, to whom was referred House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack River, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Carpenter of Henniker spoke against the report of the committee and moved that House Bill No. 48 be indefinitely postponed.

The question being on the motion to indefinitely postpone.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke against the motion.

Mr. Eastman of Weare spoke in favor of the motion.

Messrs. Broadhurst of Franklin, Monahan of Hanover and Mrs. Cooper of Nashua spoke against the motion.

Mr. Bisbee of Derry spoke in favor of the motion.

Messrs. Walker of Concord and Rowell of Newport spoke against the motion.

Personal Privilege

The Chair recognized Mr. Pickett of Keene on a point of personal privilege.

At 12:37 o'clock the Chair declared a recess until 1:20 o'clock.

Recess

After Recess

The House reconvened at 1:20 o'clock.

The question being on the motion of Mr. Carpenter of Henniker that House Bill No. 48 be indefinitely postponed.

(Discussion ensued)

Messrs. Cole of Lebanon, Allen of Concord, Edwards of Antrim, Plumer of Bristol, McMeekin of Haverhill, Batchelder of Deerfield, Pickett of Keene and Craig of Manchester all spoke against the motion.

The question being on the motion to indefinitely postpone.

Mr. Carpenter of Henniker requested a division.

A division being had, 11 having voted in the affirmative, and 286 having voted in the negative, the motion to indefinitely postpone did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Pillsbury of Manchester the rules were suspended, the bill read a third time by title only, passed and sent to the Senate for concurrence.

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 48.

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 73, An Act relative to transfer of permanent policemen who are present members of the state employees' retirement system to the policemen's retirement system, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 74, An Act relative to acceptance of the provisions of the policemen's retirement system, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 3 of the bill by inserting after the word "hereof" in the fifth line the words, and who has served as permanent policemen for thirty consecutive years, so that said section as amended shall read as follows: 3. *Age Limits.* Amend RSA 103:12 by striking out said section and inserting in place thereof the following: 103:12 *Retirement.* Any permanent policeman who accepts the provisions of this chapter may retire from active service after reaching the age of sixty-five. All permanent policemen who accept the provisions hereof and who has served as permanent policemen for thirty consecutive years, shall retire from active service at the age of seventy. Any permanent policeman accepting the provisions hereof who shall be dismissed from service after having reached the age of sixty-five, shall be entitled to the benefits of this chapter. Upon retirement a permanent policeman shall no

longer be obligated to pay assessments to the retirement fund. The board may, if it deems proper, in case of a break in a policeman's continuous service of not more than three years, construe as a period of continuous service the total service of such policeman, by adding his service before the break to his service after the break.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Karagianis of Laconia, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 3 of said bill by inserting after the word "he" in the seventh line the words, shall be fined not more than ten dollars and" so that said section as amended shall read as follows: 3. *Domesticated Animals, Trespass.* Amend RSA 572:11 by striking out said section and inserting in place thereof the following: 572:11 *Trespassing Stock.* If any person having the charge or custody of any sheep, goats, cattle, horses, swine, or other domesticated animals or fowls shall wilfully or negligently suffer or permit the same to enter upon, pass over, or remain upon any improved or enclosed land of another without written permission of the owner, occupant, or his agent, and thereby injure his crops or property, he shall be fined not more than ten dollars and shall be liable for all damages done.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 68, An Act in relation to Union Trust Company, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the first paragraph of section 1 of said bill by inserting after the word "chapter" in the 16th line the words, shall be named Concord Investment Corporation, so that said paragraph as amended shall read as follows: Union Trust

Company, a corporation originally chartered by chapter 215 of the Laws of 1887 as Union Guaranty Savings Bank and having all the powers and being subject to the conditions and obligations set forth in said act and those set forth in chapter 218 of the Laws of 1891 incorporating Concord Safe Deposit and Trust Company (said Concord Safe Deposit and Trust Company having been consolidated with Union Trust Company under and by virtue of chapter 404 of the Laws of 1913) and those set forth in chapter 349 of the Laws of 1911 which authorized the adoption of the name Union Trust Company and granted certain additional powers and those set forth in said chapter 404 of the Laws of 1913 and those set forth in all amendments to said acts, be and hereby is authorized to surrender its special banking, trust, fiduciary and safekeeping powers and to adopt the provisions of RSA chapter 294 by a vote of the owners of a majority of the special deposits of Union Trust Company, such adoption to be evidenced by the filing in the office of the secretary of state of New Hampshire of a certified copy of such vote and upon such adoption shall be subject to the provisions of said chapter, shall be named Concord Investment Corporation, and shall be entitled to the powers, privileges and immunities and be subject to the duties, and obligations provided in said chapter and not otherwise in all respects as if the company had been organized under the provisions thereof and shall have the following powers:

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Payette of Portsmouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 71, An Act relative to emergency use of party line telephones, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting after the word "defense" in the tenth line the words, alert calls and, so that said section as amended shall read as follows: 1. *Civil Defense.* Amend RSA 572:38-a (supp) as inserted by 1955, 235:1 by striking out said section and inserting in place thereof the following: 572:38-a *Emergency Use of Party Line.* Whoever shall wilfully refuse to yield the use of a telephone party line for giv-

ing of a fire alarm or emergency call, as hereinafter defined, or shall wilfully represent falsely that the use of a telephone party line is needed to give a fire alarm or emergency call shall be fined not more than fifty dollars. The words "emergency call" as used in this section shall mean calls for police, medical aid, or ambulance service in case of emergency and shall also mean civil defense, alert calls and, air raid warning system calls, both actual and drill, and aircraft flash calls.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 94, An Act relating to water companies, when not public utilities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "fifty" in the third and eighth lines and inserting in place thereof the word, thirty, so that said section as amended shall read as follows: 1. *Definition of Term Public Utility.* Amend RSA 362:4 by striking from the fifth line thereof the word "ten" and inserting in place thereof the word, thirty, so that said section as amended shall read as follows: 362:4 *Water Companies, When Not Public Utilities.* No such corporation, company, association, joint stock association, partnership, or person shall be deemed to be a public utility by reason of the ownership or operation of any water system or part thereof, if the whole of such water system shall supply a less number of consumers than thirty, each family, tenement, store, or other establishment being considered a single consumer.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Ecker of Manchester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 120, An Act relative to counting ballots at primary or biennial elections, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ecker of Manchester, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 4, An Act relative to benefits under the firemen's retirement system, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Healey of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 113, An Act relative to the examination and licensing of electricians, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 151, An Act to promote the discovery of truth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevenson of Bethlehem, for the Committee on Labor, to whom was referred House Bill No. 17, An Act relative to boiler inspection, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Special Order

Mr. Soucy of Manchester moved that action on House Bill No. 21, An Act relative to overtaking and passing school bus, be made a special order for Tuesday, February 26, at 11:01 o'clock.

Mr. Geisel of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion for a special order prevailed.

Senate Message

The Senate has passed bills with the following titles, in

the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 24, An Act concerning investments by savings banks in mortgages of improvements on land subject to a United States Forest Service permit.

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

Senate Bills Read and Referred

Severally read a first and second time, and referred as follows:

Senate Bill No. 24, An Act concerning investments by savings banks in mortgages of improvements on land subject to a United States Forest Service permit. To the Committee on Banks.

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense, To the Committee on Executive Departments and Administration.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 52, An Act relative to requirements for bank institutions protection against losses.

The message further announced that:

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following Concurrent Resolution:

Resolved by the House, the Senate concurring.

That the joint rules of the Senate and House of Representatives as adopted by the House and Senate for the session of 1955 be adopted for the present session with the following additional rule:

13. Unless otherwise specifically provided by the General Court each law, other than resolutions, passed by the General Court shall take effect on the sixtieth calendar day following passage excluding the date on which it is signed by the Governor, or the last date on which the General Court acts on the matter, as the case may be.

The President appointed as members on such committee, Senators Lamontagne and Cleveland.

Resolutions

Mr. McMeekin of Haverhill offered the following resolution:

Resolved, That the sessions of the House of Representatives for the week during which town meetings occur shall be held on Wednesday, Thursday and Friday, namely, March 13, 14 and 15, 1957.

On a *viva voce* vote the resolution was adopted.

Mrs. Peabody of Franconia offered the following resolution:

Whereas Representative Hilda Brungot of Berlin has served her constituents as a representative from Berlin with honor for thirteen sessions, and

Whereas she is nationally known as the Dean of Women Legislators, and

Whereas she has faithfully served her state and community with dignity and honor, and

Whereas Hilda is held in high regard by her fellow Owls, therefore be it

Resolved and ordained that the Honorable Hilda Brungot be nominated and declared the Grand Owl of the New Hampshire Owls and that she be given a lifelong honorary membership in the New Hampshire Order of Women Legislators. Tendered on this 20th day of February, 1957, with deep esteem.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to allow business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Third Readings

Senate Bill No. 4, An Act relative to benefits under the firemen's retirement system.

Read a third time and passed, and sent to the Secretary of State to be engrossed.

House Bill No. 94, An Act relating to water companies when not public utilities.

House Bill No. 71, An Act relative to emergency use of party line telephones.

House Bill No. 68, An Act in relation to Union Trust Company.

House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property.

House Bill No. 74, An Act relative to acceptance of the provisions of the policemen's retirement system.

House Bill No. 73, An Act relative to transfer of permanent policemen who are present members of the state employees' retirement system to the policmen's retirement system.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. Valliere of Rollinsford the House adjourned at 2:40 o'clock.

TUESDAY, FEBRUARY 26, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Albert Snow of St. Mark's Episcopal Church, Ashland, N. H.

O God, the fountain of wisdom, whose statutes are good and gracious and whose law is truth; we beseech Thee so to guide and bless the Legislature of this State; that it may ordain for our governance only such things as please Thee. To the Glory of Thy Name, and the welfare of the people; through Jesus Christ, Thy Son, our Lord. Amen.

Salute to the Flag

Mrs. Gagnon of Berlin led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Boy Scout Troop No. 69 of Bradford as guests of the House, sponsored by Mr. Moore of Bradford.

Leaves of Absence

Mr. Crane of Washington was granted leave of absence for the day on account of important business.

Mrs. Ayer of Pittsfield was granted leave of absence for the week on account of illness.

Mr. Nelson of Hopkinton was granted leave of absence for the week on account of a death in the family.

Mr. Lessells of Concord was granted an indefinite leave of absence on account of illness.

Introduction of Bills

The following bills and House Joint Resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Perkins of Nottingham, House Bill No. 297, An Act relative to conveyance of land to the town of Nottingham. To the Committee on Resources, Recreation and Development.

By Mr. W. J. Larty of Haverhill, House Bill No. 298, An Act to enforce safety, sanitation and adequate shelter for railroad employees. To the Committee on Labor.

By Mr. Nelson of Hopkinton, House Bill No. 299, An Act relative to benefits under policemen's retirement system. To the Committee on Executive Departments and Administration.

By Mrs. Miner of Meredith and Mrs. Peabody of Franconia, House Bill No. 300, An Act providing for a first-aid room in the state house. To the Committee on Public Health.

By Mr. Angus of Claremont, House Bill No. 301, An Act relative to the salary of the clerk of Claremont municipal court. To the Special Committee composed of the Delegation from the city of Claremont.

By Mr. Crowley of Manchester, House Bill No. 302, An Act relative to the salary of the mayor, aldermen and mem-

bers of the school committee of the city of Manchester. To the Special Committee composed of the Delegation from the city of Manchester.

By Mr. Lamprey of Moultonborough, House Bill No. 303, An Act relative to educational facilities for intellectually retarded children. To the Committee on Education.

By Mr. Geisel of Manchester, House Bill No. 304, An Act relative to throwing, depositing and dumping of refuse. To the Committee on Public Works.

By Mr. O'Neil of Concord, House Bill No. 305, An Act relative to minimum wage law. To the Committee on Labor.

By Mr. Morris of Manchester, House Bill No. 306, An Act relative to salaries of ward selectmen and ward clerks in the city of Manchester. To the Special Committee composed of the Delegation from the city of Manchester.

By Mr. Stevenson of Bethlehem, House Bill No. 307, An Act relative to tuition payments at the teachers colleges. To the Committee on Education.

By Mr. Clement of Rochester, House Bill No. 308, An Act relative to the registration of motor buses which are operated both within and without the state and the registration fees thereon. To the Committee on Transportation.

By Mr. Bradley of Hanover, House Bill No. 309, An Act relative to holding caucuses during December prior to the convening of the general court. To the Committee on Judiciary.

By Mr. Rufo of Concord, House Bill No. 310, An Act requiring the inspection of railroad main line tracks to prevent accidents. To the Committee on Transportation.

By Mrs. Atwood of Sanbornton, House Bill No. 311, An Act relative to applications for licenses for running or harness horse races. To the Committee on Executive Departments and Administration.

By Mr. Barnard of Concord, House Bill No. 312, An Act relative to rights of retired state employees. To the Committee on Executive Departments and Administration.

By Committee on Rules, (Mr. Dunnington of Dover) House Bill No. 313, An Act relative to the salaries of the

justice and clerk of the municipal court of Dover. To the Special Committee composed of the Delegation from the city of Dover.

By Mr. Pickett of Keene and Mr. Rice of Peterborough, House Joint Resolution No. 35, Joint Resolution relative to control of the Dutch elm disease. To the Committee on Resources, Recreation and Development.

Committee Reports

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 100, An Act adding "agronomic" plants and seeds to plant and seed certification, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following: 1. *Appropriation.* The sum of forty thousand dollars is hereby appropriated for the period from the date of the passage of this act to June 30, 1958, and a like sum is hereby appropriated for the fiscal year ending June 30, 1959 to be expended under the direction of the board of health for the following purposes. Said appropriations shall be used for the purpose of purchasing Salk poliomyelitis vaccine and for distributing the same, together with the costs of administering the program, under the rules and regulations of the state board of health for the inoculation of persons in the state for the prevention of poliomyelitis. The governor is authorized to draw his warrants for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

Amend section 3 by striking out the same and inserting in place thereof the following new section: 3. *Funds.* In case that the sums hereby appropriated shall be insufficient

to carry out the purposes of this act, the governor is authorized to draw his warrant upon the so-called emergency fund for further sums for the purposes hereof.

Amend section 4 by striking out the same and inserting in place thereof the following new section: 4. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Bell of Plymouth, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 5, Joint Resolution for special appropriations for vocational rehabilitation, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 229, An Act providing for special nonresident student hunting licenses, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Monahan of Hanover moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion to substitute.

(Discussion ensued)

Messrs. Monahan of Hanover and Sawyer of Brookfield spoke in favor of the motion.

Messrs. Bisbee of Derry and Kelley of Littleton spoke against the motion.

The question being on the motion to substitute.

On a *viva voce* vote the motion did not prevail.

The question now being on the resolution by the committee that House Bill No. 229 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Davis of Conway, for the Committee on Labor, to whom was referred House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph A-1 as inserted by section 4 of the bill by striking out said paragraph and inserting in place thereof the following:

A-1. *Payment of Contributions by this State.* All other provisions of this chapter to the contrary notwithstanding, the liability of this state for benefits paid shall be as follows: In lieu of contributions required of other employers subject to this chapter the state shall pay into the unemployment compensation fund an amount equivalent to the amount of benefits paid to claimants who during the applicable base period were paid wages by this state. If a claimant during such base

period was employed by this state and by other employers subject to the provisions of this chapter, the amount to be paid into the unemployment compensation fund by this state with respect to such claimant shall be the amount of benefits received by the claimant which are in addition to such amount as the claimant was entitled to receive on the basis of the wages paid to such claimant by such other employers. The amount of payments required under this section to be made into the fund shall be ascertained by the director of the division of employment security as soon as practicable after the end of each calendar month and shall upon warrant by the governor be payable from the general fund of the state, out of any money not otherwise appropriated, except as provided hereafter. If a claimant to whom benefits were paid was paid wages by the state during the base period from a special administrative fund provided for by law, into which monies, in addition to, or other than from the state treasury, are placed, the payment into the unemployment compensation fund shall be made from such special administrative fund in the regular manner provided for disbursing such money. The payment by the state into the unemployment compensation fund shall be made at such times and in such manner as the director of the division of employment security, with the approval of the state comptroller, may determine and prescribe.

On motion of Mr. Angus of Claremont reading of the amendment was dispensed with.

Mr. Angus of Claremont explained the bill and amendment.

The question being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted and House Bill No. 86 as amended was referred to the Committee on Appropriations under the Rules.

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred House Bill No. 163, An Act relative to town public officials being barred from certain private dealings, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the word "town" so that said title as amended shall read as follows:

Relative to public officials being barred from certain private dealing.

Amend section 1 of the bill by striking out the word "word" in the second line and inserting in place thereof the word, words, and by inserting after the word "town" in the second, sixth and tenth lines the words, district including school district, so that said section as amended shall read as follows:

1. *Town and District Officials.* Amend RSA 95:1 by inserting before the word "city" in the fourth and seventh lines the words, town, district including school district, so that said section as amended shall read as follows: 95:1. *Public Officials Barred from Certain Private Dealings.* No person holding a public office, excepting only members of the general court, as such, for which remuneration in the form of wages, salary, or per diem is paid, in town, district including school district, city, county, or state governmental service shall, by contract or otherwise, except by open competitive bidding, sell or buy goods, commodities, or other personal property of a value in excess of twenty-five dollars at any one sale to or from the town, district including school district, city, county or state by which said official is paid.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. Eldredge of Exeter explained the amendment.

On a *viva voce* vote the amendment of the committee was adopted.

The question now being, Shall the bill be read a third time?

On a *viva voce* vote the negative prevailed.

Mr. Deans of Milford requested a division.

A division being had, 107 having voted in the affirmative and 200 having voted in the negative, House Bill No. 163 was not ordered to a third reading.

Mr. Brosnahan of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 224, An Act relative to the Bristol Village Fire Precinct,

having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Faulkner of Keene, for the Committee on Public Health, to whom was referred House Bill No. 146, An Act providing for an additional member of the state board of health, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Faulkner of Keene, for the Committee on Public Health, to whom was referred House Joint Resolution No. 24, Joint Resolution relative to eradication of ragweed, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words "the appropriation hereunder shall be a continuing appropriation and shall not lapse" in the sixth and seventh lines so that said resolution as amended shall read as follows: That the sum of thirty thousand dollars is hereby appropriated for the fiscal year ending June 30, 1958 and the sum of fifteen thousand dollars is hereby appropriated for the fiscal year ending June 30, 1959, to be expended under the direction of the state health department for the purpose of the eradication of ragweed from the sides of state highways. The governor is authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. Rathbone of Exeter explained the amendment and spoke in favor of it.

On a *viva voce* vote the amendment was adopted and the bill referred to the Committee on Appropriations under the Rules.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 104, An Act

relative to the evasion of tolls and charges on use of highways and bridges, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Reconsideration

The Chair recognized Mr. Deans of Milford who moved that further consideration of House Bill No. 163 which was refused a third reading earlier today, be made a Special Order at 11:01 o'clock on Thursday, February 28.

Mr. Deans of Milford withdrew his motion before any vote was taken thereon and served notice that today or some subsequent time he will move that the House reconsider its vote whereby it refused to order House Bill No. 163 to a third reading.

Mr. McMeekin of Haverhill moved that the House reconsider at this time its vote of today whereby it refused to order a third reading House Bill No. 163, An Act relative to town public officials being barred from certain private dealings.

The question being on the motion to reconsider.

(Discussion ensued)

Mr. Pickett of Keene spoke against the motion.

Messrs. Deans of Milford, Green of Manchester, Batchelder of Deerfield, Eldredge of Exeter, Young of Pittsfield and Mrs. Frizzell of Charlestown spoke in favor of the motion. Mr. Pickett of Keene spoke a second time, withdrew his objections to the motion pending and spoke in favor thereof.

The question being on the motion to reconsider.

On a *viva voce* vote the motion to reconsider did not prevail.

Reconsideration

Mr. Malley of Somersworth moved that the House reconsider its vote of Tuesday, February 19 whereby it passed House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs.

The question being on the motion to reconsider.

(Discussion ensued)

Mr. Malley of Somersworth and Mrs. Frizzell of Charlestown spoke in favor of the motion.

Messrs. Willis of Salem, Karagianis of Laconia and Bloomfield of Claremont spoke against the motion.

The question being on the motion to reconsider.

On a *viva voce* vote the motion to reconsider did not prevail.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote of Thursday, February 21 whereby it adopted the resolution of the Committee on Judiciary that House Bill No. 113, An Act relative to the examination and licensing of electricians, is inexpedient to legislate.

Mr. Pickett of Keene after speaking in favor of same withdrew his motion to reconsider.

Special Order

Mr. Soucy of Manchester called for the Special Order on House Bill No. 21, An Act relative to overtaking and passing school bus.

The question being on the amendment as printed on page 16 of the Journal for Thursday, February 21.

Mr. Soucy of Manchester explained the amendment and spoke against it.

Messrs. Rathbone of Exeter, Terry of Westmoreland and Armstrong of Littleton spoke in favor of the amendment.

Mrs. Davis of Concord and Messrs. Carpenter of Henniker, Winston of Manchester, Bisbee of Derry and Betley of Manchester spoke against the amendment.

Mr. Betley of Manchester moved that House Bill No. 21 with amendment be indefinitely postponed.

Personal Privilege

The Chair recognized Mr. Angus of Claremont on a point of personal privilege.

The question being on the motion that House Bill No. 21 with amendment be indefinitely postponed. Mr. Pillsbury of Manchester spoke against the motion.

Mr. Pickett of Keene moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion that House Bill No. 21 with amendment be indefinitely postponed.

On a *viva voce* vote the motion did not prevail.

The question now being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted, and the bill ordered to a third reading.

On motion of Mr. Pillsbury of Manchester the rules were suspended, House Bill No. 21 read a third time by title only, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 21.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 39, An Act relative to payments to state institutions.

Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness.

Senate Bills Read and Referred

The following Senate bills were read a first and second time and referred as follows:

Senate Bill No. 39, An Act relative to payments to state institutions. To the Committee on Executive Departments and Administration.

Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness. To the Committee on Education.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanbornton.

House Bill No. 145, An Act legalizing the biennial election, 1956, in the town of Weare.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following bill:

Senate Bill No. 46, An Act relative to ice fishing in Umbagog Lake.

Communication

February 18, 1957

Hon. W. Douglas Scammon
Speaker of the House of Representatives
State House
Concord, N. H.

DEAR SIR:

The Governor and Council passed the following resolution at their meeting held February 14, 1957:

"RESOLUTION FOR GOVERNOR AND COUNCIL

Voted to submit to the General Court the plans as prepared by the Commission on Mental Health, for an in-patient mental hygiene clinic for children, without recommendation, these plans being estimated with the assistance of the Public Works Division to cost $162,000 as a capital project, and the cost to operate these capital facilities, when constructed and in use, estimated by the Mental Health Commission at $83,-338.94, in the first year."

We transmit herewith the plans as prepared by the Commission on Mental Health.

Very truly yours,

ROBERT L. STARK,
Deputy Secretary of State.

State of New Hampshire
Commission of Mental Health

Concord, N. H.
December 4, 1956

Governor Lane Dwinell and
Members of the Governor's Council
State House
Concord, New Hampshire

YOUR EXCELLENCY AND HONORABLE MEMBERS OF THE COUNCIL:

In compliance with Chapter 328, Section 3, Laws of 1955, the Commission of Mental Health has prepared plans for an "In-Patient Mental Hygiene Clinic for Children" submitted herein.

You will recall that in the course of the last legislative session there was considerable divergence of opinion on the part of many groups interested in the welfare of children as to the type of service that an in-patient facility should provide. Study of these differing requirements has continued, and we have determined that the most children whose difficulties require an in-patient stay because of neuropsychiatric disease or reasonable suspicion of such disease, will benefit from intensive study and treatment over a short period, with follow-up supervision of a determined treatment regime to be carried on outside the unit and utilizing other facilities within the State that may be available for individual cases.

This program is medically oriented and will meet the recommendations of the Mental Health Committee of the State Society, as well as assisting with problems of the Industrial School, courts, and others. Definitive treatment will be possible with certain types of cases.

The unit is designated to provide flexibility in order to service children referred at any one time, with minimal regard to age or gender. Hence there are 15 beds in all, divided between single rooms and small dormitories, and between children's and adolescent's size. The staffing pattern anticipates about 10 patients in residence at any one time, with the expectation of short stays averaging perhaps four to six weeks.

Respectfully submitted,

JOHN R. McLANE, Jr.,
Chairman.

The above letters and the plans referred to therein were referred by the Speaker to the Committee on Public Welfare and State Institutions.

Resolution

Mr. Bigelow of Warner offered the following resolution:

Whereas, we have learned with sorrow of the passing of Maude C. Nelson of Contoocook, wife of Lewis A. Nelson duly elected representative from the town of Hopkinton, therefore be it

Resolved, That we, the members of this House of Representatives, do hereby express our sympathy to Mr. Nelson and the family, and be it further

Resolved, That a copy of these resolutions be transmitted to Mr. Nelson.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to allow business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and third reading of resolution by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 104, An Act relative to the evasion of tolls and charges on use of highways and bridges.

House Bill No. 224, An Act relative to the Bristol Village Fire Precinct.

House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court.

House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court.

House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court.

House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state.

House Bill No. 100, An Act adding "agronomic" plants and seeds to plant and seed certification.

House Joint Resolution No. 5, Joint Resolution for special appropriation for vocational rehabilitation.

Severally read a third time and passed, and sent to the Senate for concurrence.

On motion of Mrs. Brown of Durham at 1:29 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 27, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father, as our heads are bowed in prayer, may our hearts be open to Thy Spirit. Give us the faith to believe in prayer, and in Thy willingness to work in us that Thy will may be done among the nations and in our own land.

O Lord, we need Thy power obtained through prayer, to solve problems, to decide issues and to do Thy will. But let us not imagine that this formal prayer can take the place of private prayer by each one present. May there rise now from every one here the silent prayer that seeks to know Thy will.

For Jesus' sake. Amen.

Salute to the Flag

Mrs. Morrill of Albany led the Convention in the salute to the flag.

House

Leaves of Absence

Mr. Mott of Newington was granted leave of absence for the week on account of illness.

Mr. Davis of Conway was granted leave of absence for the day on account of important business.

Messrs. Oliver of Marlborough and Clark of Harrisville were granted leaves of absence for the day in order to attend a funeral.

Mr. Yardley of Roxbury was granted leave of absence for the day on account of a death in the family.

Mr. Eastman of Exeter was granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Crosby of Hillsborough, House Bill No. 314, An Act relative to salaries of classified and unclassified state employees and officials. To the Committee on Appropriations.

By Mr. Kelley of Littleton, House Bill No. 315, An Act relative to licenses to hunt. To the Committee on Fish and Game.

By Mr. Tiffany of Concord and Mr. Malley of Somersworth, House Bill No. 316, An Act relative to code of ethics for public officers and relative to certain prohibited practices. To the Committee on Judiciary.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 22, An Act relative to the sale of motor vehicles unfit for reconditioning for use upon the highways.

Senate Bill Read and Referred

The following Senate Bill was read a first and second time and referred as follows:

Senate Bill No. 22, An Act relative to the sale of motor vehicles unfit for reconditioning for use upon the highways. To the Committee on Transportation.

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in the towns of Ashland and Holderness.

House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol.

Reports of the Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court.

House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish.

House Bill No. 42, An Act relative to voting in school district meetings.

House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth.

House Bill No. 52, An Act relative to requirements for bank institutions protection against losses.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund.

House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough School District.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 4, An Act relative to benefits under the Firemen's Retirement System.

House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanborntown.

House Bill No. 145, An Act legalizing the biennial election 1956 in the town of Weare.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 46, An Act relative to ice fishing on Umbagog Lake.

The reports were accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Ainley of Manchester the House adjourned at 11:08 o'clock.

THURSDAY, FEBRUARY 28, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

It is not our brothers or our friends, but it is we, O Lord, who are standing in the need of prayer. May this minute of prayer find each one of us, in his own way, reaching out for Thy help and guidance.

May we tolerate nothing in our personal living which, if multiplied, would weaken our State or our Nation. Teach us that our country is no better than its citizens, and no stronger than those in whom it puts its trust.

Hear our prayer, O Lord, and be with us this day. We ask in Jesus' name. Amen.

Salute to the Flag

Mr. Lafford of Concord led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Fifteen pupils from the 7th and 8th grades of the Sandown Elementary School, sponsored by Mr. Pillsbury of Sandown, doorkeeper and former member of the House.

The Senior class of Penacook High School, sponsored by Messrs. Allen and Lafford of Ward 1, Concord.

A group of pupils from the Gilmanton Corner School, sponsored by Mr. Karagianis of Laconia.

Communication

February 20, 1957

Representative Mildred Palmer
Plaistow, New Hampshire
DEAR MRS. PALMER:

Under RSA 33:4-C as inserted by Chapter 329, Laws of 1955, I am authorized to reappoint you to serve for two more years, (until January 10, 1959) on the Board of Investigation under the State Tax Commission.

I appreciate your interest and your past services on this board, and I hope you will accept this reappointment.

With kind personal regards,

Sincerely,

W. DOUGLAS SCAMMAN,
Speaker of the
House of Representatives.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Pickett of Keene (Committee on Rules), House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction. To the Committee on Aviation.

By Mr. Chadwick of Sutton, House Bill No. 318, An Act relative to establishing a road through Wadleigh Park in Sutton as a recreational road. To the Committee on Public Works.

By Mr. Christy of Manchester, House Bill No. 319, An Act relative to compensation for deputy registers of probate. To the Committee on Municipal and County Government,

By Mr. Clement of Rochester, House Bill No. 320, An Act relative to road toll on interstate motor carriers of passengers. To the Committee on Transportation.

By Mr. Shattuck of Danville (by request), House Bill No. 321, An Act relative to minimum wages of employees engaged in construction of school buildings or additions thereto. To the Committee on Labor.

By Mr. Pickett of Keene, House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon. To the Special Joint Committees consisting of members on Judiciary and Ways and Means.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 7, Joint Reso-

lution in favor of John T. Keane, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out the words and figures, three hundred dollars ($300) in the first line and inserting in place thereof the words and figures, two hundred twenty-five dollars ($225) so that said resolution as amended shall read as follows:

That the sum of two hundred twenty-five dollars ($225) is hereby appropriated to reimburse John T. Keane of Candia for property damages which he sustained when cattle from the industrial school escaped their confines on the night of August 6, 1956 and damaged his farm and garden. This sum shall be in full and complete settlement of this claim and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 12, Joint Resolution relating to the town of Gilsum, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the Rules.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the general court, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "who" in the fourth line the words, has not obtained such copy and who, so that said section as amended shall read as follows: 1. *Time Extended.* Amend paragraph I of 1955, 285:1 by striking out said paragraph and inserting in place thereof the following: I. One copy of said special edition to each member of the nineteen hundred fifty-five session of the general court who has not obtained such copy and who shall make application in writing, accompanied by a fee of five dollars, to the secretary of state thereof on or before September 1, 1957, provided, that if said member shall desire the official bound copy he may have the same instead of the special edition upon payment of the difference in cost between the two editions.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Stancik of Derry, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 210, An Act relative to chattel mortgages and conditional sales contracts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "mortgagee's" in the second line and inserting in place thereof the word, mortgagor's, and by striking out the word mortgagee" in the fourth line and inserting in place thereof the word, mortgagor, so that said section as amended shall read as follows:

1. *Residence; Mailing Address.* Amend RSA 360 by inserting after section 11 the following new section: 360:11-a.

Mortgagor's Residence. Every chattel mortgage shall contain the residence and mailing address of each mortgagor.

Amend section 2 of the bill by striking out the word "seller's" in the second line and inserting in place thereof the word, Buyer's,; by striking out the word "seller" in the fourth line and inserting in place thereof the word, buyer, and by striking out the word "sellers" in the fourth line and inserting in place thereof the word, buyers, so that said section as amended shall read as follows:

2. *Residence; Mailing Address.* Amend RSA 361 by inserting after section 6 the following new section: 361:6-a. *Buyer's Residence.* Every conditional sales contract shall contain the residence and mailing address of the buyer or buyers.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Keough of Gorham, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 5, An Act correcting an error in a reference in the provisions relative to the state library commission, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bates of Chichester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 166, An Act relative to the state emblem, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 182, An Act to establish the rights and qualification of nonresident real estate owners to vote, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Brungot of Berlin, for the Committee on Judiciary, to whom was referred House Bill No. 190, An Act increasing

the jurisdiction of municipal courts in small claims, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Deans of Milford, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Deans of Milford, for the Committee on Municipal and County Government, to whom was referred House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following: 1. *Municipal Finance Act.* Amend RSA 33 by inserting after section 2 the following new section: 33:2-a. *Call Bonds.* The issuance of bonds or notes hereunder which are subject to call, at the election of the municipality, before the date fixed for final payment thereof, is authorized. The bonds or notes, in such cases, shall contain provisions setting forth the method or methods by which the option to call may be exercised, the procedure for payment in the event of call, and the legal effect of the making of the call. If such call bonds or notes are payable to bearer, they may be called, at the election of the municipality, on any date when interest thereon shall become payable, written notice of such election first having been given to the bank, banks or other institutions, if any, at which they are stated on their face to be payable, and published for four consecutive weeks at least once a week in one or more newspapers printed and published in Boston, Massachusetts, and in one newspaper printed and published in the state of New Hampshire and circulating in said municipality, the last such publications being at least fourteen days before the date specified for payment; and thereupon, after the date so specified, in-

terest thereon shall cease. If such call bonds or notes are payable to the registered holder, they may be called, at the election of the municipality, on any date when interest thereon shall become payable, written notice of such election first having been given to the registered holder by registered mail, postage prepaid, to such holder at his last address, as registered in the books of the municipal treasurer; and thereupon, after the date so specified, interest thereon shall cease.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 60, An Act relative to intentional and unintentional contribution to delinquency.

Senate Bill No. 67, An Act relative to extension of time for making up list of poll taxes.

Senate Bills Read and Referred

The following Senate bills were read a first and second time and referred as follows:

Senate Bill No. 60, An Act relative to intentional and unintentional contribution to delinquency. To the Committee on Judiciary.

Senate Bill No. 67, An Act relative to extension of time for making up list of poll taxes. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 156, An Act relative to disposal of roadside brush.

Report of Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in the towns of Ashland and Holderness.

House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol.

House Bill No. 156, An Act relating to disposal of roadside brush.

The report was accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and third reading of resolutions by caption only, and that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Third Readings

The following bill was read a third time and passed, and sent to the Senate for concurrence:

House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the general court.

Reconsideration

Mrs. Frizzell of Charlestown moved that the House reconsider its vote whereby it passed House Bill No. 147.

On a *viva voce* vote the motion to reconsider did not prevail.

The following House bills were severally read a third time and passed, and sent to the Senate for concurrence:

House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities.

House Bill No. 190, An Act increasing the jurisdiction of municipal courts in small claims.

House Bill No. 166, An Act relative to the state emblem.

House Bill No. 210, An Act relative to chattel mortgages and conditional sales contracts.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees.

Senate Bill No. 5, An Act correcting an error in a reference in the provisions relative to the state library commission.

The following House Joint Resolutions were severally read a third time, passed and sent to the Senate for concurrence:

House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen.

House Joint Resolution No. 12, Joint Resolution relating to the town of Gilsum.

House Joint Resolution No. 7, Joint Resolution in favor of John T. Keane.

On motion of Mrs. Dondero of Portsmouth the House adjourned at 11:41 o'clock.

TUESDAY, MARCH 5, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend Frederick R. Kaznocha of St. Hedwig's Parish, Manchester, N. H.

In the name of the Father, the Son and the Holy Ghost. Amen.

We pray, O Lord of wisdom and justice, through Whom all things are directed toward their ends, that Thou assist in the deliberation of this Senate and House of Representatives.

Bless those who have assembled here that they may do here Thy will. They have set for themselves ideals that are high. They will assert a molding influence on the conduct of our state government. Make them feel their responsibility; teach them to know their power and help them to use their power in accordance with Thy Divine will.

Inflame their hearts with the flame of Thy Divine love; guide their intellects; follow them through every step of their discussion, to the end that they may produce something pleasing to Thy will and beneficial to their fellowmen, and reflecting glory on the good Granite State of New Hampshire. In the name of the Father, the Son and the Holy Ghost. Amen.

Salute to the Flag

Mrs. Gould of Wentworth's Location led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The Civics Club of St. Casimir School of Manchester, sponsored by Mr. Betley of Manchester.

The Civics Class of Troy High School, sponsored by Mr. Congdon of Troy.

The Senior Class of Holy Rosary High School of Rochester, sponsored by Mesdames Currier and St. Pierre of Rochester.

The 7th and 8th Grades of Nottingham School, sponsored by Mr. Perkins of Nottingham.

The Republican Women of Merrimack County as part of the "Legislative Day" program of the Women's Division of the Republican Party, sponsored by Mrs. Ayer of Pittsfield and Mesdames Davis and Mahoney of Concord.

Leaves of Absence

Messrs. Crosby of Hillsborough and Varney of Rochester were granted leaves of absence for the day on account of important business.

Mr. Hambleton of Goffstown was granted leave of absence for the week on account of important business.

Mr. Turner of Canterbury was granted leave of absence until March 20 on account of important business.

Mr. Malley of Somersworth was granted leave of absence for the week on account of illness.

Introduction of Bills

The following bills and House joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Jones of Lebanon, House Bill No. 323, An Act increasing agent's fees for issuing fish and game licenses. To the Committee on Fish and Game.

By Mr. Felch of Seabrook, House Bill No. 324, An Act relative to taking of clams. To the Committee on Fish and Game.

By Mr. Eaton of Stoddard, House Bill No. 325, An Act relative to hunting in the southern part of the state. To the Committee on Fish and Game.

By Mrs. Palmer of Plaistow, House Bill No. 326, An Act relative to liens for labor and materials. To the Committee on Judiciary.

By Mr. McGee of Lincoln, House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway. To the Committee on Public Works.

By Mr. O'Shan of Laconia, House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog on crosswalks. To the Committee on Transportation.

By Mr. O'Shan of Laconia and Mr. Hersom of Northumberland, House Bill No. 329, An Act relative to veterans service officer. To the Committee on Military and Veterans' Affairs.

By Committee on Rules (Mr. Hambleton of Goffstown), House Bill No. 330, An Act relative to balloting for town manager. To the Committee on Municipal and County government.

By Mr. Geisel of Manchester and Mr. Kearns of Manchester, House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the City of Manchester. To the Special Committee composed of the Delegation from the City of Manchester.

By Mr. Lamprey of Moultonborough, House Bill No. 332, An Act relative to hospital licensing. To the Committee on Public Health.

By Mr. Danforth of Manchester and Mr. Eaton of Stoddard, House Bill No. 333, An Act relative to mileage allowance for members of the general court. To the Committee on Executive Departments and Administration.

By Mrs. Atwood of Sanbornton, Mr. Bradley of Hanover, and Mr. Malley of Somersworth, House Bill No. 334, An Act to provide revenue for cities and towns. To the Committee on Ways and Means.

By Mrs. Peabody of Franconia, House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain. To the Committee on Resources, Recreation and Development.

Committee Reports

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 241, An Act relating to wilful concealment of merchandise in stores, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the figures "570" in the first line and inserting in place thereof the figures, 582, by striking out the figure "28" in the second line and inserting in place thereof the figure, 15 and by striking out "28-a" in the second line and inserting in place thereof, 15-a, so that said section as amended shall read as follows: 1. *Wilful Concealment of Merchandise.* Amend RSA 582 by inserting after section 15 the following new section: 15-a. *Penalty.* Whoever, without authority, wilfully conceals the goods or merchandise of any store, while still upon the premises of such store, shall be fined not more than one hundred dollars or imprisoned for not more than six months, or both. Goods or merchandise found concealed upon the person shall be prima facie evidence of a wilful concealment.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 214, An Act relative to the powers of village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 242, An Act relative to folding and depositing ballots at elections, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878 incorporating the Conference of Baptist Ministers in New Hampshire, by changing its names and altering its purposes, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by adding at the end thereof the words: serving churches in affiliation with the United Baptist Convention of New Hampshire, so that said section as amended shall read as follows: 2. *Purposes Altered.* The purposes of said corporation shall be (a) to promote fellowship of Baptist ministers in New Hampshire and their improvement and increased efficiency in the ministry by research, ministers' retreats, educational programs and otherwise, (b) to assist in the relief of the needs of Baptist ministers in New Hampshire and of their facilities, and (c) to determine and record the standing and record of all known Baptist ministers in New Hampshire serving churches in affiliation with the United Baptist Convention of New Hampshire.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred House Bill No. 110, An Act relative to so-called bob houses for ice fishing, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "fifteen" in the eighth line and inserting in place thereof the word, thirty, so that said section as amended shall read as follows:

1. *Ice Fishing.* Amend RSA 211 by inserting after section 17 the following new subdivision:

Bob Houses

211:17-a. *Bob Houses.* Any person owning or placing

a so-called bob house on ice for the purpose of ice fishing shall mark on the outside of said structure the owner's name and address. Any owner of a bob house who shall allow said structure to remain on property of another without permission for more than thirty days shall be fined not more than twenty-five dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred House Bill No. 148, An Act relating to fees for guide licenses, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred House Bill No. 150, An Act relative to taking of wild deer on islands by bow and arrow, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bigelow of Warner, for the Committee on Labor, to whom was referred House Bill No. 196, An Act relative to public employment, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Smith of Meredith, for the Committee on Municipal and County Government, to whom was referred House Bill No. 87, An Act relative to borrowing by village districts for current expenses and maintenance, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Rathbone of Exeter requested an explanation of the bill.

Mr. Eldredge of Exeter explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Bouthillier of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 209, An Act relative to the clerk's fee for issuing certificate of conformity to requirements of marriage intentions notice, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following: 1. *Marriage Fees.* Amend RSA 457:33 by striking out said section and inserting in place thereof the following: 457:33. *Fee for Solemnizing.* The persons joined in marriage by a minister or justice shall pay the minister or justice at least five dollars.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Blanchette of Dover, for the Committee on Public Health, to whom was referred House Bill No. 144, An Act relative to the sale of drugs, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following: 2. *Definition of Prescription.* Amend RSA 318:1, XIII by striking out the words "an order " in the first line and inserting in place thereof the words, a verbal or written order, and by striking out the words "written" in the second line; further amend by striking out the word "term" in the fifth line and by inserting after the word "may" in the fifth line the word, also, so that said paragraph as amended shall read as follows: XIII. Prescription means a verbal or written order for drugs, medicines and devices by a legally competent practitioner of medicine, dentistry, or veterinary medicine, to be compounded and dispensed by a registered pharmacist in a duly registered pharmacy, and to be kept on file for a period of two years. Prescriptions may also apply to the finished products dispensed by the registered pharmacist in the registered pharmacy, on order of a legally competent practitioner as previously defined.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Cummings of Nashua, for the Special Committee consisting of the members from the City of Nashua, to whom was referred Senate Bill No. 20, An Act relating to salaries of certain officials of the City of Nashua, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Poore of Goffstown, for the Committee on Labor, to whom was referred House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. King of Manchester offered the following amendment and moved its adoption:

Amend paragraph III of RSA 281:14 as inserted by section 6 of the bill by striking out said paragraph and inserting in place thereof the following:

III. No settlement by an employee, or in case of death, by the administrator of his estate, of his or said administrator's claim for damages at law against such third person shall be binding until approved by the labor commissioner, who shall make provisions for payment to the employer of the amount of his lien after expenses and costs of action have been paid. If such settlement shall occur during the actual trial of an action of law, or the action shall go to judgment against such third person, the court before which such action is tried shall have and exercise all the powers of the labor commissioner relative to the approval of such settlement and the making of necessary orders to insure payment to the employer of the amount of his lien after expenses and costs of action have been paid. In any case in which the employee, or, in case of death, the administrator of his estate, neglects to exercise his right of action by failing to proceed at law against such third person for a period of nine months after said injury, the employer may so proceed and shall be subrogated to the rights

of the injured employee or, in case of death, of said administrator, to recover against such third person, provided the employer gives no less than thirty days prior written notice by registered mail to the injured employee, or in case of death to his administrator, of the employer's intention to proceed against such third person unless said injured employee or in case of death his administrator commence proceedings against said third party within thirty days after receipt of such notice and provided further, if the employer recovers from such other person damages, after expenses and costs of action have been paid, in excess of the amount of his lien as defined herein, then any such excess shall be paid to the injured employee, or in the case of death, to the administrator of the employee's estate, for distribution in accordance with the provisions of RSA 556:14. The procedure for approval of settlements and safeguarding rights of the employee, or, in case of death, the administrator of his estate, in such cases shall be the same as is provided for protecting rights of the employer in cases of settlements made or actions at law brought by the employee or the administrator of his estate under this section.

Further amend RSA 281:14 as inserted by section 6 of the bill by inserting after paragraph III the following new paragraph to read as follows:

IV. In any proceeding to obtain damages from or in any proceeding at law against any such third person except as provided in said paragraph III herein, the costs of such proceeding shall be borne by the injured employee or in the case of his death, by his estate, provided, however, that there shall be no settlement of any proceeding or action against any such third person without the prior written approval of the injured employee or in case of his death, by his administrator. The employee or his estate shall be entitled to the costs of such proceeding in the event of any settlement.

The question being on the amendment.

(Discussion ensued)

Mr. King of Manchester spoke in favor of the amendment.

Mr. Angus of Claremont spoke against the amendment.

Personal Privilege

The Chair recognized Mr. King of Manchester on a point of personal privilege.

Mr. O'Neil of Concord spoke against the amendment.

Mr. Deans of Milford moved that House Bill No. 84, with pending amendment, be recommitted to the Committee on Labor.

The question being on the motion to recommit.

(Discussion ensued)

Messrs. Deans of Milford, Davis of Conway, Pickett of Keene, Betley of Manchester and Craig of Manchester all spoke in favor of the motion to recommit.

Mr. Pillsbury of Manchester spoke against the motion.

Mesdames Brungot of Berlin and Dondero of Portsmouth spoke in favor of the motion.

The question being on the motion to recommit.

On a *viva voce* vote the motion prevailed and House Bill No. 84, with pending amendment, was recommitted to the Committee on Labor.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 69, An Act relative to distribution of supreme court reports.

Senate Bill Read and Referred

The following Senate bill was read a first and second time, and referred as follows:

Senate Bill No. 69, An Act relative to distribution of Supreme Court reports. To the Committee on Executive Departments and Administration.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 31, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 131, An Act relating to the reporting of joint bank deposits for legacy and succession tax purposes.

House Bill No. 222, An Act for additional appropriation for dormitory for women at the University.

Reports of Committee on Engrossed Bills

Mrs. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 131, An Act relating to the reporting of joint bank deposits for legacy and succession tax purposes.

Senate Bill No. 5, An Act correcting an error in a reference in the provisions relative to the state library commission.

Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees.

Senator Horner of District No. 3, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bill:

House Bill No. 222, An Act for additional appropriation for dormitory for women at the University.

The reports were accepted.

Resolution

Messrs. Craig and Dion of Manchester offered the following resolution and moved its adoption:

Whereas, we have learned of the illness and confinement in the Sacred Heart Hospital of His Excellency, Right Reverend Bishop Matthew F. Brady of Manchester, therefore be it

Resolved, That we, the members of the House of Representatives do hereby express our sympathy to Bishop Brady in his illness and our hope for his speedy recovery to health, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Bishop Brady.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 144, An Act relative to the sale of drugs.

House Bill No. 209, An Act relative to the clerk's fee for issuing certificate of conformity to requirements of marriage intentions notice.

House Bill No. 87, An Act relative to borrowing by village districts for current expenses and maintenance.

House Bill No. 110, An Act relative to so-called bobhouses for ice fishing.

House Bill No. 214, An Act relative to the powers of village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities.

House Bill No. 241, An Act relating to wilful concealment of merchandise in stores.

Severally read a third time and passed, and sent to the Senate for concurrence.

Senate Bill No. 20, An Act relating to salaries of certain officials of the city of Nashua.

Read a third time and passed, and sent to the Secretary of State to be engrossed.

Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878 incorporating the Conference of Baptist Ministers in New Hampshire, by changing its names and altering its purposes.

Read a third time and passed, and sent to the Senate for concurrence in the amendment.

On motion of Mrs. Currier of Rochester the House adjourned at 12:40 o'clock.

WEDNESDAY, MARCH 6, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Almighty God, by whom alone kings reign and princes decree justice, and from whom alone cometh all counsel, wisdom, and understanding.

We, Thine unworthy servants, here gathered together in Thy name, do most humbly beseech Thee to send down the heavenly wisdom from above, to direct and guide us in all our consultations:

And grant that, we having Thy fear always before our eyes, and laying aside all private interests, prejudices, and partial affections, the result of all our counsels may be the glory of Thy blessed name, the maintenance of true religion and justice the public welfare, peace and tranquillity of the realm, and the uniting and knitting together of the hearts of all persons and estates within the same in true Christian love and charity towards one another, Through Jesus Christ our Lord and Saviour.

The Prayer of the House of Commons.

(Used at every sitting of the House, and composed by Sir Christopher Yelverton, M. P. for Northampton and Speaker of the House, some time about 1578.)

Salute to the Flag

Miss Whipple of Lebanon led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Divisions B and D of the Eighth Grade of Rundlett Junior High School, Concord, as guests of the House sponsored by Mr. Barnard of Concord.

Leave of Absence

Mr. Jewett of Concord was granted a leave of absence for the day on account of illness.

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Vaughan of Newport, House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries. To the Committee on Education.

By Mr. Batchelder of Deerfield, House Bill No. 336, An Act relative to disqualification of certain election officials in

the counting of ballots. To the Committee on Executive Departments and Administration.

By Mr. Batchelder of Deerfield, House Bill No. 337, An Act relative to certification by notary public in absentee voting. To the Committee on Judiciary.

By Miss Whipple of Lebanon, House Bill No. 338, An Act to establish the city of Lebanon. To the Special Committee composed of the Delegation from the town of Lebanon.

By Mr. Cheney of Concord, House Bill No. 339, An Act relative to the government of the city of Concord. To the Special Committee composed of the Delegation from the city of Concord.

By Mr. Craig of Manchester, House Bill No. 340, An Act relating to discrimination because of race, creed, ancestry or national origin in employment and places of public accommodation. To the Committee on Judiciary.

By Mr. Angus of Claremont, House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee. To the Committee on Claims.

Communication

Claremont, N. H.

I wish to express to the members of the 1957 House of Representatives my sincere thanks for the scroll sent to me at the time of the passing of my husband, Arthur E. Howe.

We, as a family, appreciate it greatly.

Most sincerely,

LEOTA HOWE.

March 3, 1957.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 56, An Act relative to liability of relatives to contribute to support of poor persons.

Senate Bill Read and Referred

Senate Bill No. 56, An Act relative to liability of relatives

to contribute to support of poor persons, was read a first and second time, and referred to the Committee on Executive Departments and Administration.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 55, An Act relative to executions in small claims courts.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time and that when the House adjourn today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Tolman of Nelson the House adjourned at 11:17 o'clock.

THURSDAY, MARCH 7, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend George T. Duke, pastor of the Congregational Church, Colebrook, N. H.

Save this moment, Lord, from being merely a gesture to custom. May it be a real experience of worship as we each call upon Thee for Thy blessing.

We have known Thee in the quietness of our churches; make us now to feel Thy presence in the business of the day. Use our minds and tongues to speak the truth upon the issues before us. Express Thy Holy Will through our acts this day. Endow us with wisdom to understand the needs and longings of our fellowman.

We ask of Thee these blessings, in Jesus Name. Amen.

Salute to the Flag

Mrs. Gordon of Jaffrey led the convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Divisions E and F of the 8th grade of Rundlett Junior High School, Concord, as guests of the House, sponsored by Mr. Barnard of Concord.

Leaves of Absence

Mr. Blair of Epping was granted a leave of absence for the day in order to attend a funeral.

Mr. Peever of Salem was granted a leave of absence for the day on account of important business.

Mrs. Blanchette of Dover was granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Lafond of Manchester, House Bill No. 341, An Act relative to operation of trains at railroad crossings. To the Committee on Transportation.

By Mr. Lafond of Manchester, House Bill No. 342, An Act relative to taxation of legacies and successions. To the Committee on Ways and Means.

By Mr. Lafond of Manchester, House Bill No. 343, An Act relative to milk control in the state. To the Special Joint Committees consisting of members on Public Health and Agriculture.

By Mr. McMeekin of Haverhill, House Bill No. 344, An Act relative to the compensation of legislative attaches. To the Committee on Appropriations.

By Mr. Hunter of Hampton and Mr. Carter of North Hampton, House Bill No. 345, An Act establishing the advisory committee on shore fisheries. To the Committee on Fish and Game.

Committee Reports

Mr. Sanborn of Hampton Falls, for the Committee on Education, to whom was referred House Bill No. 36, An Act relating to payment of tuition by certain school districts, hav-

ing considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following: 2. *Takes Effect.* This act shall take effect July 1, 1958.

The report was accepted.

The Chair recognized Mr. Rollins of Alton who explained the bill and amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Nutter of Epsom, for the Committee on Education, to whom was referred Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Nutter of Epsom, for the Committee on Education, to whom was referred House Bill No. 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the words "two hundred and twenty-five thousand" in the third and fourth lines and inserting in place thereof the words, one hundred thirty-nine thousand nine hundred twenty-six, so that said section as amended shall read as follows:

1. *Authorization.* The school district of Pelham is hereby authorized and empowered at a regular or special meeting, duly called for the purpose, to raise and appropriate a sum not exceeding one hundred thirty-nine thousand nine hundred twenty-six dollars for the construction of a new school building, including furnishings and equipment, and to incur indebtedness not exceeding the aforesaid amount for said purposes by the issuance of bonds or serial notes. The debt limit aforesaid is hereby authorized despite the provisions of RSA 33:4 but in all other respects the issuance and repayment

of said bonds or serial notes shall comply to the provisions of RSA 33.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 139, An Act relating to tuition of elementary and high schools, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Tuition of Pupils.* Amend RSA 193:4 by striking out said section and inserting in place thereof the following: 193:4. *Elementary Schools.* Any district shall be liable for the tuition of any child who as a resident of the district has been assigned to attend a public school in another district, provided, however, that the tuition for any child shall not exceed the state average cost per pupil of the current expenses of operation for the preceding school year for its elementary schools. This current expense of operation shall include all costs except those made for capital outlay, debt obligations and transportation, provided that to the above may be added a rental charge of two per cent of the capital cost of such elementary school facilities as may be defined by the state board of education.

Amend section 2 of the bill by striking out the words "sixty days after passage" and inserting in place thereof the words and figures, July 1, 1958, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect July 1, 1958.

The report was accepted.

The Chair recognized Mr. Rollins of Alton who explained the bill and amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Payette of Portsmouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 137, An Act relative to sick leave for

state employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Abbott of Hudson, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School for Girls, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Karagianis of Laconia, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 221, An Act relative to The Laconia Home for the Aged, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Karagianis of Laconia, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Frizzell of Charlestown, for the Committee on Judiciary, to whom was referred House Bill No. 4, An Act relative to preparation of a checklist for elections in the Newport School District, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to preparation of checklists at meetings in the school district of Newport and in other school districts.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *School Districts.* Amend RSA 197 by inserting after section 12 the following new section: 197:12-a *Preparation of Checklist.* Any school district, which is coextensive with the town in which it is located may at an annual school meeting, under an article in the warrant for such meeting, vote to adopt as the checklist for school meetings the checklist of the town. In case of such adoption by the school district the supervisors of the town checklist, acting as supervisors of the checklist for the school district, shall make, post and correct the checklist for the district and shall certify to the same acting as supervisors of the school district. Provided, however, that in the school district of Newport the use of the town checklist shall be mandatory and the supervisors of the checklist of the town of Newport shall act as the supervisors of the checklist of the school district of Newport. In any school district acting under the provisions of this section the school board is relieved of its duties under section 12 relative to school checklists.

2. *Takes Effect.* This act shall take effect as of January 1, 1958.

The report was accepted.

Laid Upon the Table Under Rule 48

House Bill No. 4, An Act relative to preparation of a checklist for elections in the Newport School District, with pending amendment, was laid on the table for printing of the amendment and will be taken up under the regular order of business on Friday, March 15.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph I of the section numbered 330-A:11 as inserted by section 1 of said bill by striking out the words "is at least twenty-one years of age" and renumbering subparagraphs (b) (c) (d) and (e) to read (a) (b) (c) (d) so that said paragraph as amended shall read as follows: I. The

board shall issue a certificate as pyschologist to any person who pays a fee of twenty-five dollars, who passes a satisfactory examination in psychology and who submits evidence satisfactory to the board that he: (a) is of good moral character, (b) is a citizen of the United States or has legally declared his intention of becoming such a citizen, (c) has received the doctoral degree based on a program of studies whose content was primarily psychological from an accredited educational institution having a graduate program or its substantial equivalent in both subject matter and extent of training, (d) has had at least two years of satisfactory, supervised experience in the field of psychology.

Further amend section 1 of said bill by inserting after the section numbered 330-A:16 the following new section:

330-A:17. *Expiration and Renewals.* Certificates of registration shall expire each year on June 30 and shall become invalid on that date unless renewed. It shall be the duty of the secretary of the board to notify every person registered under this act of the date of the expiration of his certificate and the amount of the fee that shall be required for its renewal for one year; such notice shall be mailed at least one month in advance of the date of expiration of such certificate. Renewal may be effected by the payment of a fee of five dollars.

Further amend section 1 by renumbering sections 330-A:17 to 330-A:20 inclusive, to read 330-A:18 to 330-A:21.

Amend section 2 of said bill by adding at the end thereof the words, the general funds of the state shall be reimbursed for amounts expended under this section from funds received for fees by the state board of psychologists, so that said section as amended shall read as follows:

2. *Appropriation.* There is hereby appropriated the sum of two hundred dollars to be expended by the board for necessary expenses in connection with this act. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated. The general funds of the state shall be reimbursed for amounts expended under this section from funds received for fees by the state board of psychologists.

The report was accepted.

On motion of Mr. Tiffany of Concord reading of the amendment was dispensed with.

The Chair recognized Mr. Tiffany of Concord who explained the amendment.

On a *viva voce* the amendment was adopted and House Bill No. 117, as amended, was referred to the Committee on Appropriations under the rules.

Mrs. Brungot of Berlin, for the Committee on Judiciary, to whom was referred House Bill No. 192, An Act relating to fraudulent checks issued in payment for services, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 193, An Act relating to committal to jail for the non-payment of taxes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Bloomfield of Claremont who requested an explanation of the bill.

(Discussion ensued)

Mr. Codding of Keene explained the bill.

Mr. Pickett of Keene spoke in favor of the bill.

Personal Privilege

The Chair recognized Mr. Pillsbury of Manchester on a point of personal privilege.

Mr. Jones of Lebanon spoke in favor of the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Beamis of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 200, An Act relating to acknowledgments, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Rathbone of Exeter who explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Bill No. 202, An Act relating to enforcement of support, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Healy of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 220, An Act relative to trustee process, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Nickerson of East Kingston, for the Committee on Public Works, to whom was referred House Bill No. 201, An Act relative to permits to replace utility poles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Swett of Lancaster, for the Committee on Public Works, to whom was referred House Bill No. 90, An Act relative to class III recreational roads, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Nickerson of East Kingston, for the Committee on Public Works, to whom was referred House Bill No. 164, An Act changing classification of the so-called Frazer road, hav-

ing considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River watersheds, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Leonard of Franklin, for the Special Committee consisting of the members from the city of Franklin, to whom was referred House Bill No. 95, An Act establishing a police commission for the city of Franklin, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 181, An Act relative to the location of cemeteries, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the location of cemeteries in the city of Manchester.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Location.* No cemetery shall be laid out in the city of Manchester within one hundred feet of any dwelling house, schoolhouse or school lot, store or other place of business without the consent of the owner of the same, nor any enlargement of existing cemeteries within one hundred feet, except when the land so laid out is at a greater distance from such other property than the original cemetery for the enlargement of which such lands shall be taken, and except that such enlargement may be laid out within fifty feet when a highway, common or other public land lies between such enlargement and such other property.

The report was accepted.

Laid Upon the Table Under Rule 48

House Bill No. 181, An Act relative to the location of cemeteries, with pending amendment, was laid upon the table for printing of the amendment and will be taken up under the regular order of business on Friday, March 15.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred House Bill No. 197, An Act relative to divorce decrees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 215, An Act relative to compulsory tests for intoxication, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Beamis of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 183, An Act relative to the registration of real estate brokers and salesmen, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Martel of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 60, An Act relating to causes for divorce, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 60, An Act relating to causes for divorce, having considered the same, and being unable to agree with the majority, report the same with the recommendation that the bill ought to pass.

FRED A. JONES,
A Minority of the Committee.

The report was accepted.

Mr. Keough of Gorham moved that the report of the minority, "ought to pass," be substituted for the report of the majority, "inexpedient to legislate."

The question being on the motion to substitute.

(Discussion ensued)

Messrs. Keough of Gorham, Jones of Lebanon, Green of Manchester, Pickett of Keene, Eldredge of Exeter and Mrs. Brungot of Berlin all spoke in favor of the motion.

Messrs. Martel of Manchester, Tiffany of Concord, Craig of Manchester and Mrs. Dondero of Portsmouth all spoke in opposition to the motion to substitute.

The Chair recognized Mr. Martel of Manchester who spoke against the motion a second time.

The question being on the motion to substitute.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Keough of Gorham requested a division.

A division being had, 159 members having voted in the affirmative, and 154 members having voted in the negative the motion prevailed.

Mr. Martel of Manchester demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 171

HILLSBOROUGH COUNTY: Bragdon, Jennings, Crosby, Williams of Hollis, Abbott, Green, Pettigrew, Soucy of Manchester, Ward 1, Danforth, Dewey, Robb, Eaton of Mason, Cummings, Thompson of New Ipswich, Mailloux, Dutton, Rice, Street, Bardol.

CHESHIRE COUNTY: Washburn, Clark of Harrisville, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Bennett, Faulkner, Farr, Pickett, Oliver, Tolman, Ostlund, Yardley, Eaton of Stoddard, Swett of Sullivan, Congdon, Ballam, Galloway, Terry, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Angus, D'Amante, Desnoyer, Davis of Cornish, Riley, Reney, Brown of Newport, Rowell, Chivers.

GRAFTON COUNTY: Pryor, Stevenson, Plumer, Willey, Graham of Canaan, Peabody, Williams of Grafton, Nettleton, Bradley, Duke, Hayward, Monahan, Larty, Morse, Chamberlain, Adams of Lebanon, Jones, McGee, Armstrong, Kelley of Littleton, Haskins, Bell, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Brungot, Heath, Rix, Keough, Cornelius, Potter, Richardson, Kidder, Placy, Gould.

ROCKINGHAM COUNTY: Prescott, Persson, Batchelder, Bisbee, Stancik, Nickerson of East Kingston, Eldredge, Merrill, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Mott, Carter, Perkins, Palmer, Wood, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell, of Portsmouth, Haigh, Peever, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Leighton, LaBonte, Dunnington, Connell, Brown of Durham, Littlehale, Stearns, Gilman, Moulton, Rolfe, Varney, Beamis.

BELKNAP COUNTY: Haggett, Robertson, Lacaillade, McCarthy, Simoneau, O'Shan, Dana, Varrell, Miner, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Thompson of Effingham, Lamprey, Willmott, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Phelps, Kenevel, Vaughn of Bow, Moore, Bates, Allen, Davis of Concord, Gibson, Jewett, Salt-

marsh, Barnard, Cilley, Sargent, Broadhurst, Leonard, Carpenter, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Woodbury, Ayer, Chadwick, Bigelow.

Nays, 162

HILLSBOROUGH COUNTY: Edwards, Wiggin of Bedford, Poore, Fortin, Pickering, Gallagher, Paul, Warren, Ainley, Pillsbury, Dwyer, Martel of Manchester, Ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Smith of Manchester, Callahan, Clancy, Ecker, O'Connor, Tessier, Champagne, Craig, Delisle, Cary, Morris, Gilmartin, Kearns, King, Hurley, Martel of Manchester, Ward 12, Nalette, Soucy of Manchester, Ward 12, Dion of Manchester, Gauthier, Lesmerises, Crowley, LeClerc of Manchester, Ward 14, Peaslee of Merrimack, Falconer, Cooper, Ramsdell, Saunders, Record Belcourt, Trombly, Ayers, Brosnahan, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Dugas, Latour, Sabluski, Bouthillier, Dumais, Locke, Eastman of Weare.

CHESHIRE COUNTY: Post, Pike, Smith of Hinsdale, Wheeler, Brown of Keene, Codding, Bouvier, Kershaw, Ingham.

SULLIVAN COUNTY: Bradbury, Monblo, Nahil, Karr of Newport, Vaughan of Newport, Merrifield, Crane.

GRAFTON COUNTY: Bucklin, Sanborn of Enfield, McMeekin, Cole, Porter, Townsend, Whipple, Collyer, Martin, Loizeaux.

COOS COUNTY: Dussault, Fortier, Sheridan, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Alls, Swett of Lancaster, Bushey, Hersom, Stinson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Tenney, Shattuck, Clark of Derry, Eastman of Exeter, Rathbone, Spollett, Hunter, Lougee, Battles, Sheehy, Cheney of Newton, Pinkham, Barrett, Dondero, Payette, Foote, Hayes.

STRAFFORD COUNTY: Berry, Wiggin of Dover, Webb, Morrison, Maxfield, Nelson of Rochester, St. Pierre, Currier, Clement, Valliere, Maloomian, Hebert of Somersworth, Brown of Strafford.

BELKNAP COUNTY: McAllister, Matheson, Lord, Morin, Tilton, Lucier, Burbank, Atwood.

CARROLL COUNTY: Roberts, Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Lafford, Cheney of Concord, White of Concord, Tiffany, Corbett, O'Neil, Walker, Rufo, Bunten, Nutter, Burke of Franklin, Ayotte, Mason, DuDevoir, Wilman, Thibeault of Pembroke.

And the motion to substitute the report of the minority "ought to pass" for that of the majority "inexpedient to legislate", prevailed.

The question being, Shall the bill be read a third time?

On a *viva voce* vote House Bill No. 60 was ordered to a third reading.

Special Order

On motion of Mr. Pickett of Keene, the remaining items of business on today's Calendar were made a special order for Wednesday, March 13, at 11:01 o'clock.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and that when the House adjourns today it be to meet next Wednesday at 11:00 o'clock.

Third Readings

House Bill No. 60, An Act relating to causes for divorce, was read a third time, passed, and sent to the Senate for concurrence.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 60.

Mr. Martel of Manchester requested a division.

Mr. Pickett of Keene withdrew his motion for reconsideration.

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds.

House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River watersheds.

House Bill No. 164, An Act changing classification of the so-called Frazer road.

House Bill No. 90, An Act relative to class III recreational roads.

House Bill No. 220, An Act relative to trustee process.

House Bill No. 202, An Act relating to enforcement of support.

House Bill No. 200, An Act relating to acknowledgments.

House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace.

House Bill No. 193, An Act relating to committal to jail for the non-payment of taxes.

House Bill No. 192, An Act relating to fraudulent checks issued in payment for services.

House Bill No. 221, An Act relative to the Laconia Home for the Aged.

House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School for girls.

House Bill No. 139, An Act relating to tuition of elementary and high schools.

House Bill No. 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness.

House Bill No. 36, An Act relating to payment of tuition by certain school districts.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged.

Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness.

The Chair recognized Mrs. Brungot of Berlin who served notice that today or some subsequent day she will move that the House reconsider its vote of today whereby it passed House Bill No. 60, An Act relating to causes for divorce.

Resolutions

Mr. Davis of Conway offered the following resolution and moved its adoption.

Whereas, we have learned with regret of the passing of John H. Fuller of Eaton, and

Whereas, Mr. Fuller was a former member of this House, therefore be it

Resolved, That we, the members of this House of Representatives do hereby express our sympathy to Mrs. Fuller, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mrs. Fuller.

Mr. Pillsbury of Manchester spoke in favor of the resolution.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Broadhurst of Franklin, for the Committee on Resources, Recreation and Development, offered the following resolution and moved its adoption:

Whereas, we have learned with regret of the illness of Clarence E. Lessels, Representative from Ward 5, Concord, therefore be it

Resolved, That we, the members of the House of Representatives, do hereby extend our sympathy to Mr. Lessels in his illness with our best wishes for a speedy recovery, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mr. Lessels.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mrs. Reney of Grantham the House adjourned at 1:41 o'clock.

WEDNESDAY, MARCH 13, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Heavenly Father, who alone knowest what lies before us this day, grant that in every hour of it we may stay close to Thee. Wilt Thou control all our thoughts and feelings, direct all our energies, instruct our minds, and sustain our wills. Let us today embark on no undertaking that is not in line

with Thy will for our lives, nor may we shrink from any sacrifice which Thy will may demand. In Jesus' name we pray. Amen.

Salute to the Flag

Mrs. Lord of Gilford led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

A group from the Rundlett Junior High School of Concord, sponsored by Mr. Barnard of Concord.

The Government class of Troy High School, sponsored by Mr. Congdon of Troy.

The 7th and 8th grades of St. John's Junior High School of Concord, sponsored by Mr. Callahan of Manchester.

The 7th and 8th grades of Sacred Heart Junior High School, Nashua, N. H.

Leaves of Absence

Messrs. Malley of Somersworth and Post of Chesterfield were granted leaves of absence for the week on account of illness.

Mr. Crosby of Hillsborough was granted leave of absence for the week on account of important business.

Mr. Adams of Greenfield was granted leave of absence for the week on account of illness in the family.

Messrs. Sawyer of Brookfield and Crane of Washington were granted leave of absence for the day on account of important business.

Mr. Jewett of Concord was granted an indefinite leave of absence on account of illness.

Communications

Henniker, N. H.
March 11, 1957

Hon. W. Douglas Scamman
Speaker, House of Representatives
State House
Concord, New Hampshire

DEAR MR. SPEAKER:

Please extend my sincere thanks to the members of the House for their Get Well Resolutions which I received while in Concord Hospital and to the members and attaches for the benefit dance and other gifts. Everything was deeply appreciated and very helpful, much more than I can say.

I am looking forward to returning soon to the House Stenographers office. My best regards to all.

Most sincerely,

ALICE V. FLANDERS

STATE OF NEW HAMPSHIRE
Department of Public Welfare
State House Annex, Concord

February 21, 1957

Honorable W. Douglas Scamman
Speaker of the House
House of Representatives
Concord, New Hampshire

DEAR REPRESENTATIVE SCAMMAN:

In accordance with Chapter 101 of the Revised Statutes Annotated, I am enclosing the third biennial report pertaining to the administration and operation of the Old Age and Survivors Insurance program for public employees in New Hampshire.

In the past, this report has been inserted in the Journal of the House of Representatives and may I solicit your cooperation in handling this submittal in the same manner.

Very truly yours,

JAMES J. BARRY,
Commissioner.

Report to the 1957 Session of the General Court Concerning the Administration of the Old Age and Survivors Insurance Program for Public Employees in New Hampshire.

Growth of State-Local OASI Program

The past biennium was one of unprecedented growth for the state-local OASI program in New Hampshire due to the integration of the Employees Retirement System of New Hampshire with OASI after a favorable referendum held on December 21, 1955. All state employees are now covered by OASI as well as the employees of 140 of the political subdivisions which are members of the Employees Retirement System. The above figure includes all county employees.

The following comparison will illustrate the growth of the program in the past biennium:

FIGURE I

Comparison of Membership and Contributions Into OASI Program as of January 1, 1955 and January 1, 1957.

	Jan. 1, 1955	Jan. 1, 1957
Number of Political Subdivisions	126	315
Quarterly Wages Subject to Contributions	$890,714.88	$7,391,724.47
Quarterly Wage Contributions	$ 35,628.59	$ 295,668.97
Number of Employees Reported	3,916	15,410
Number of State Employees Reported	0	6,310
Number of County Employees Reported	0	983

In 1955 there were 5 modifications to the federal-state agreement which resulted in 22 political subdivisions being newly covered by OASI while in 1956 all state employees and the employees of 169 more political subdivisions were covered as a result of 6 more modifications to the federal-state agreement.

An inspection of the above chart shows that your State Agency now receives quarterly wage reports from 2½ times as many political subdivisions reporting the wages of almost

4 times as many employees as it did on January 1, 1955. Your State Agency now forwards to the federal government well over one million dollars each year in wage contributions or over eight times as much as was forwarded in 1954.

Two school districts were deleted from the agreement during the last biennium because they were dissolved in order that cooperative school districts could be formed.

The Durham School District was deleted from the agreement but later was re-enrolled as part of the Oyster River Cooperative School District. The Colebrook Special School District was deleted from the agreement but was re-enrolled as part of the Colebrook School District.

Figure II illustrates the increase in the amount of wage contributions paid and the number of employees reported by quarters for all employees of the state and its participating political subdivisions.

FIGURE II

Amount of Wage Contributions Paid and Number of Employees Reported Under Old Age and Survivors Program by Quarters, January, 1955 through December, 1956

Quarter Ended	Wages Subject to Contributions	Wage Contributions	Number of Employees Reported
March 31, 1955	$5,737,942.32	$229,519.24	9,080
June 30, 1955	5,855,438.36	234,218.22	10,041
September 30, 1955	5,743,278.72	229,732.16	10,463
December 31, 1955	5,775,581.63	231,023.42	11,309
March 31, 1956	6,731,139.25	269,244.65	10,724
June 30, 1956	7,391,724.47	295,668.87	12,355
September 30, 1956	7,076,182.84	283,047.38	14,387
December 31, 1956	6,735,367.07	269,414.68	15,410

Figure III shows the wage contributions reported by quarters for state employees and the number of state employees reported since they obtained OASI coverage.

FIGURE III

State Employees — Amount of Wage Contributions Paid and Number of Employees Reported Under Old Age and Survivors Insurance by Quarters, January, 1955 through December, 1956

Quarter Ended	Wages Subject to Contributions	Wage Contributions	Wage Contributions from General Fund	Number of Employees Reported
March 31, 1955	$3,304,075.97	$132,163.04	*	3731
June 30, 1955	3,281,918.00	131,276.72	*	3987
Sept. 30, 1955	3,048,583.83	121,943.35	*	4194
Dec. 31, 1955	2,997,161.52	119,886.46	*	4029
March 31, 1956	3,537,893.86	141,515.76	*	4305
June 30, 1956	4,047,148.86	161,885.95	*	4931
Sept. 30, 1956	3,835,749.70	153,429.99	$36,001.90	6310
Dec. 31, 1956	3,412,776.03	136,511.04	33,101.65	5865

* Paid entirely from Employees Retirement System per Chapter 301 of Laws of 1955.

Coverage of the Civilian Employees of the National Guard

In the report for the last biennium your State Agency described the problem of the civilian employees of the New Hampshire National Guard who were not considered state employees by the state nor as federal employees by the federal government. Consequently, they were covered by neither the Employees Retirement System nor by Civil Service Retirement.

The Department of Defense agreed to pay the employer's share of the Social Security tax on these employees if the state would permit them to be enrolled under the state-local OASI agreement. The 1955 Legislature passed Chapter 89 which specifically amended Chapter 101 of Revised Statutes Annotated, the state enabling act, to permit such coverage and subsequently Modification No. 18 to the state Social Security agreement was approved by the federal authorities resulting in OASI coverage for over 300 civilian employees of the N. H. National Guard.

Coverage of Professors and Administrators at University of New Hampshire Belonging to the Teachers Insurance and Annuity Association

When the employees of the University of New Hampshire were covered by OASI in 1951, a group of professors and administrators were not eligible because their positions were covered by the Teachers Insurance and Annuity Association. The 1954 Amendments to the Social Security Act made OASI coverage possible for members of existing retirement systems and the University petitioned Governor Gregg to authorize a referendum on OASI coverage for this group.

The plan provided that these employees were to retain their T.I.A.A. system without change and to have OASI coverage in addition.

Under a procedure established by Governor Gregg a referendum was conducted on January 4, 1955. Out of the 246 employees eligible to vote, 237 voted in favor of OASI and the entire group obtained OASI coverage by Modification No. 16 to the State Social Security agreement.

Coverage of State Employees

Early in 1955 the Legislature authorized an actuarial study by the R. P. Burroughs Company of Manchester, New

Hampshire on the integration of OASI with the Employees Retirement System of New Hampshire. The resultant plan which was given to the Legislature called for a reduction in the benefits and contribution rates of the Employees Retirement System with the addition of OASI coverage. The disability features of the Employees Retirement System were retained without alteration.

The Legislature accepted the Burroughs report and its features were made a part of Chapter 301 of the laws of 1955. It was also necessary to amend the state enabling act, Chapter 101 of R. S. A., in order for OASI coverage to be possible for state employees. These changes were included in Chapter 301 as well as a definite provision for optional exclusions from OASI coverage, which were recommended by your State Agency in its last biennial report. Chapter 301 became law on August 5, 1955 and all coverage groups approved after that date have services by emergency employees and by students for a college, school or university excluded. State officials elected by popular vote and state employees compensated on a fee basis were also excluded from coverage. Furthermore, all political subdivisions except those belonging to the Employees Retirement System could decide whether or not they wished to cover their elected officials and fee basis employees. The political subdivisions belonging to the Employees Retirement System had to cover these two classes of services.

A State Employees Referendum Committee was appointed by Governor Dwinell and the referendum was held on December 21, 1955. The absentee ballot method of voting was used. There were 3767 state employees eligible to vote and 2095 voted in favor of OASI and the resultant modification of the Employees Retirement System Modification No. 22 to the New Hampshire State Social Security agreement was approved by the federal authorities on June 30, 1956 but coverage was retroactive to January 1, 1955. As a result of this modification approximately 4300 permanent state employees and 2000 temporary state employees are now covered by OASI.

Coverage of Employees of Political Subdivisions Belonging to Employees Retirement System.

When the state employees voted in favor of OASI coverage, the Employees Retirement System was to be modified as of July 1, 1956, and it was necessary that referenda be

scheduled for the political subdivisions belonging to that retirement system to give them an opportunity to maintain their level of retirement benefits by voting for OASI coverage.

However, at that time the Employees Retirement System had 145 political subdivisions enrolled; 96 of these had active member employees eligible to vote in a referendum and 49 had no active member employees who could vote. Obtaining OASI coverage for this latter group of "inactive" political subdivisions posed a problem which was solved by grouping all inactive subdivisions with the county in which each is located for referendum purposes. Thus the vote of the eligible employees of each county would also cover the employees of these inactive political subdivisions. These inactive political subdivisions did not have the opportunity to withdraw from the Employees Retirement System and could not obtain OASI coverage on their own initiative by approving an article in the warrant at the annual meeting.

Governor Dwinell appointed a County and Municipal Referendum Committee and on January 20, 1956 the committee notified all employees of the active political subdivisions that referenda would be held on April 25, 1956 for all political subdivisions belonging to the Employees Retirement System on whether or not they wanted OASI coverage. Each political subdivision voted individually on this question with the inactive political subdivisons being grouped with the county in which each is located.

After the ballots were counted it was found that 92 political subdivisions voted in favor of OASI coverage and four voted against it, and as a result of this vote 140 political subdivisions were enrolled under OASI as follows: Eight cities, 10 counties, 16 towns, 4 precincts and districts, 64 school districts and 38 supervisory unions.

OASI coverage for these 140 political subdivisions was approved by the federal government on June 30, 1956 with coverage being retroactive to January 1, 1955. Approximately 3200 employees of the political subdivisions became covered by OASI as a result of these referenda, including about 1000 county employees.

One problem became evident in the course of conducting the referenda. Many policemen and firemen throughout the state were too old to be accepted as members of the N. H. Policemen's and Firemen's Retirement Systems when they be-

came municipal employees and so they were accepted as members of the Employees Retirement System with the other municipal employees. Since permanent policemen and firemen whose positions are covered by an existing retirement system are not eligible for OASI coverage regardless of age, these individuals were not eligible for OASI coverage even though the referenda conducted in their political subdivisions were affirmative. The state has guaranteed the members of the Employees Retirement System that no one's benefits will be reduced as a result of integration with OASI so a question exists as to whether the Employees Retirement System has been actually reduced for these policemen and firemen.

The State Agency is pointing out this problem with the hope that some action will be taken by the 1957 Legislature to remedy the situation. One solution would be for the N. H. Policemen's and Firemen's Retirement Systems to enroll these over-age policemen and firemen as members.

Administrative Problems

The rapid growth of the OASI program was not accompanied by any expansion in the staff delegated to administer the program. At the present time the following personnel are working on the program regularly besides the Commissioner of Public Welfare: (1) Supervisor of Recoveries and Social Security spends about one-half his working time on the program. The other half is spent working on the recovery aspects of the categorical assistance programs administered by the New Hampshire Department of Public Welfare. (2) One temporary clerk-stenographer II is assigned to the program on a full-time basis. (3) One Accountant I keeps the records on a part-time basis.

Your State Agency recommends that the position of the temporary clerk-stenographer II be made permanent. The cost of administering the program is paid by the state and those political subdivisions which are covered by OASI. This additional position is absolutely necessary to enable the state agency to comply with the numerous technical procedures.

The coverage of state and county employees and those of school supervisory unions resulted in many difficult coverage questions being referred to your State Agency for resolution. With the help of the Attorney-General's Department your State Agency resolved these problems and referred the an-

swers to all political subdivisions and state departments concerned.

Several Attorney-General opinions on retroactive coverage for temporary employees and on coverage of members of state boards and commissions were circulated to all state departments. Instructions for obtaining a Social Security account number were also distributed to all state departments.

Instructions detailing who should be covered were sent to all the political subdivisions belonging to the Employees Retirement System that voted in favor of OASI coverage and a special release was sent to each county answering the numerous coverage and reporting questions which were peculiar to county government.

Recommendations

(1) Proposed Amendments to Chapter 548 of Revised Statutes Annotated.

The Registers of Probate and their deputies are county officials but are paid a salary by the state. The Registers of Probate also receive income from fees, which are reported for Social Security purposes by the county. Their state salaries are reported by the State, which is contrary to Social Security regulations since they are county officials.

This situation might be remedied if the state paid the salary of each register and his deputy to the respective county treasurer for disbursement on the regular county payroll. The state should also turn over the necessary state's share of the OASI wage contributions payable on these salaries to the county so that this plan will not result in a higher OASI cost to the counties.

This procedure will allow each county to report the combined income (salary plus fees) for the register of probate each quarter up to the $4200 maximum; there will not be dual reporting by the state and county for this position which now results in more than $4200 being reported each year for all registers of probate. Until this practice is corrected, each register of probate in the state will pay OASI wage contributions on more than the $4200 annual maximum.

(2) Amount Necessary for State's Share of OASI Wage Contributions for General Fund Departments.

Your State Agency estimates that the Legislature should appropriate $330,000 for the next biennium to defray the em-

ployer's share of the Social Security contributions payable on employees of general fund departments. This estimate takes into account the increase in the OASI employer contribution rate from 2% to 2¼% effective January 1, 1957 and is based on the experience of the quarter ended September 30, 1956.

It should be expressly noted here that this estimate does not take into account any pay increase for state employees. In the event that state employees receive a pay increase, additional amounts for OASI employer wage contributions for general fund departments will be required since an employee's OASI wage contribution increases with his salary up to the $4200 maximum.

(3) Amount Necessary for State's Share of Administering the State-Local OASI Program for Next Biennium, July 1, 1957 through June 30, 1959.

The cost of administering the state-local OASI program is borne by the participating political entities enrolled under the program on a percentage basis based on the amount of wage contributions which each is required to make to the State Agency.

For the last calendar year the rate has been reduced to .4% of the wage contributions payable during the year. Your State Agency bills the participating political entities every February for the preceding calendar year.

On the basis of the present membership of the state-local OASI program the estimated share of the administrative cost to be paid by the state is as follows for the next biennium:

July 1, 1957 — June 30, 1958 — $3750
July 1, 1958 — June 30, 1959 — $3750

The anticipated integration of the N. H. Teacher's Retirement System with OASI will reduce the above amounts by approximately $1,000 per fiscal year.

Respectfully submitted,

JAMES J. BARRY, *Commissioner*
N. H. Department of Public Welfare.

March 5, 1957

Speaker of the House of Representatives
State House
Concord, New Hampshire

DEAR SIR:

Under the provisions of Chapter 368, Laws of 1955, the Council on Resources and Development was directed to undertake a study of the feasibility of multiple use of Lake Massabesic in the Auburn-Manchester Region. The Council has completed its duties under said chapter insofar as deemed possible and respectfully reports as follows:

(1) On the advice of several competent engineering authorities, a full-scale comprehensive study of multiple use of Lake Massabesic and the surrounding land areas was not undertaken because of the insufficient ($5,000) funds available.

(2) In order to more definitely establish the cost of such a comprehensive study, a preliminary survey and investigation of probable cost was authorized by the Council in 1955. A copy of said preliminary survey is attached.

(3) The results of the preliminary survey coupled with recent advices from a number of competent consultants indicate that a minimum appropriation of $10,000 and more preferably an appropriation of $15,000 would be required to complete the investigation outlined in Chapter 368, Laws of 1955.

Respectfully,

WILLIAM A. HEALY,
Acting Secretary
Council on Resources and Development

The above communication and the report accompanying it were referred to the Committee on Resources, Recreation and Development.

Reconsideration

Mr. Mailloux of Pelham moved that the House reconsider its vote of March 7, whereby it ordered to third reading and final passage, House Bill No. 60, An Act relating to causes for divorce.

(Discussion ensued)

Mr. Martel of Manchester spoke in favor of the motion.

Mr. Keough of Gorham spoke against the motion.

The question being on the motion to reconsider.

Mr. Martel of Manchester demanded a division.

A division being had, 94 having voted in the affirmative and 225 having voted in the negative, the motion to reconsider did not prevail.

Committee Reports

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 77, An Act relative to sale of meat, fish and fowl, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end thereof the words, provided further that the provisions of this section shall not apply when these articles are cooked for immediate sale except when offered for sale in a closed package, so that said section as amended shall read as follows:

1. *Sale by Weight.* Amend RSA 359:44 by striking out said section and inserting in place thereof the following: 359:44. *Sale of Meat, Fish, and Fowl.* All dressed meat, fresh and salt, meat products, fish and dressed or oven-ready poultry shall not be sold or offered for sale except by weight. Provided, however, that the provisions of this section shall not apply to the sale of these articles when both buyer and seller in writing agree to other methods of sale, provided further, that the provisions of this section shall not apply when these articles are cooked for immediate sale except when offered for sale in a closed package.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred House Bill No. 191, An Act to increase salaries of justices of the supreme and superior courts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropria-

tions, to whom was referred House Joint Resolution No. 1, Joint Resolution in favor of Norman Purinton, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out all after the title and inserting in place thereof the following:

Resolved by the Senate and House of Representatives in General Court convened:

That the sum of one thousand dollars is hereby appropriated to reimburse Norman Purinton for damages to his well which was contaminated by salt and surface water flowing into said well when U. S. route No. 4 was resurfaced by the state in Nottingham. The sum hereby appropriated shall be in full settlement of said claim and said sum shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Peaslee of Wakefield, for the Committee on Public Health, to whom was referred House Bill No. 218, An Act relative to fees for funeral directors and embalmers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mr. Kearns of Manchester who questioned Mr. Maxham of Concord relative to the bill.

The Chair recognized Mr. Pickett of Keene who further questioned Mr. Maxham of Concord.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Russell of Berlin, for the Committee on Transportation, to whom was referred Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph (3) 263:65-a as inserted by section 1 of the bill by inserting after the word "load" the words, to

the body, so that said paragraph shall read as follows: (3) each tier and/or row is bound by a chain or steel cable and binder to adequately secure the load to the body, such chains to be made of not less than three-eighth inch wire and such cable to be not less than a one-half inch wire cable.

The report was accepted.

On a *viva voce* vote the amendment offered by the committee was adopted.

Mrs. Gould of Wentworth's Location moved that the words "inexpedient to legislate" be substituted for the words "that the bill as amended ought to pass" in the committee's report.

(Discussion ensued)

Mrs. Gould of Wentworth's Location and Mr. Metcalf of Tilton spoke in favor of the motion.

Messrs. Street of Sharon, Hersom of Northumberland, Fortier of Berlin, Pillsbury of Manchester, McGee of Lincoln and Pickett of Keene all spoke against the motion.

The question being on the motion to substitute.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Soucy of Manchester, the rules were so far suspended as to permit Senate Bill No. 18 to be put on third reading and final passage at the present time.

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood, was read a third time by title only, passed and sent to the Senate for concurrence in the amendment.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed Senate Bill No. 18.

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Winston of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways, having considered the same, reported the same with

the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Highways.* Amend RSA 249 by inserting after section 30 the following new section: 249:30-a. *Removal of Skidways.* All so-called skidways, any portion of which is within the limits of a public highway, shall be removed by the owner as soon as the logging operation, for which the skidway has been erected, has been completed. Any person filing with the state tax commission a report of wood or timber cut shall answer the following questions on the report:

1. Is the operation completed?

2. If the answer to the above is "yes," have you removed the log skidway as required by law? (See RSA 249:30-a)

If he answers question 2 in the negative the skidway shall be removed by the authorities of the town or city in which the skidway is erected. The owner of said skidway shall be assessed three times the cost of said removal, said assessment shall, in addition to any tax assessed under RSA 79, be for the use of the town and collected as such other taxes are collected.

2. *Takes Effect.* This act shall take effect September 1, 1957.

The report was accepted.

Laid Upon the Table Under Rule No. 48

The above amendment being material, House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Friday, March 15.

Mr. Monblo of Claremont, for the Committee on Transportation, to whom was referred House Bill No. 109, An Act relative to special windshield wipers on motor vehicles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Morrison of Dover, for the Committee on Transportation, to whom was referred House Bill No. 126, An Act relative to keeping motor vehicles free from obstructions of ice and snow, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fortin of Greenville, for the Committee on Transportation, to whom was referred House Bill No. 155, An Act authorizing special number plates for deputy sheriffs, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The Chair recognized Mrs. Davis of Concord who requested that the bill be read by the Clerk.

The bill was read by the Clerk.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Oliver of Marlborough, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 178, An Act relative to the reimbursement to the White Mountain National Forest for forest fire expenses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Cornelius of Lancaster, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 173, An Act relative to apportionment of expenses for forest fires, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Bill No. 212, An Act relating to the construction of state armories, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Bloomfield of Claremont the rules were so far suspended as to permit introduction of the following committee report not previously advertised in the Journal:

Mr. Bloomfield of Claremont, for the Committee on Military and Veterans Affairs, to whom was referred House Bill No. 212, An Act relating to the construction of state armories, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Special Order

Mr. Lamprey of Moultonborough called for the special order on the concurrent resolution recognizing long service of state employees.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred Concurrent Resolution, a resolution recognizing long service of state employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 2, An Act repealing certain provisions relative to the removal or discharge of Merrimack county employees.

Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants.

Senate Bills Read and Referred

The following Senate bills were read and referred as follows:

Senate Bill No. 2, An Act repealing certain provisions relative to the removal or discharge of Merrimack county employees. To the Special Committee consisting of the members from Merrimack county.

Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants. To the Committee on Liquor Laws.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes.

House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack river.

House Bill No. 89, An Act repealing the provisions for annual returns and annual return fees for voluntary corporations.

House Bill No. 111, An Act relative to the salary of the Carroll county solicitor.

House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state.

House Bill No. 71, An Act relative to emergency use of party line telephones.

House Bill No. 94, An Act relating to water companies, when not public utilities.

House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expense.

House Bill No. 224, An Act relative to the Bristol Village Fire Precinct.

The message further announced that the Senate had voted to concur in the adoption of the amendment to the following entitled bill sent up from the House of Representatives:

Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878 incorporating the Conference of Baptist Ministers in New Hampshire by changing its name and altering its purposes.

The message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 33, An Act relating to motor vehicle violations.

Amend said bill by striking out all after the enacting clause and substituting in place thereof the following: 1. *Motor Vehicle Violations.* Amend RSA 262:19 (supp) as amended by 1955, 282:1 by striking out the words "two years" in the eighth line and inserting in place thereof, one year, and further to strike out all following the words "two years" and substituting in place thereof the following: Upon a second or subsequent conviction within five years of the prior conviction, as shown by the records of the Motor Vehicle Department, the Commissioner of Motor Vehicles shall revoke the license of the person thus convicted. Upon a second conviction he shall be ineligible for a license for the next three calendar years. Upon a third conviction he shall be ineligible for a license for the next ten calendar years and for such further period as the Commissioner of Motor Vehicles shall deem necessary for the protection of the public, so that said section as amended shall read as follows:

262:19. *Intoxication.* Any person who shall be convicted of operating, or attempting to operate, a motor vehicle upon any way while under the influence of intoxicating liquor or any narcotic or habit-forming drug, shall be imprisoned for not more than six months or shall be fined not more than five hundred dollars, or both; his licence shall be revoked for a period of sixty days and at the discretion of the court for a period not to exceed one year. Upon a second or subsequent conviction within five years of the prior conviction, as shown by the records of the Motor Vehicle Department, the Commissioner of Motor Vehicles shall revoke the license of the person thus convicted. Upon a second conviction he shall be ineligible for a license for the next three calendar years. Upon a third conviction he shall be ineligible for a license for the next ten calendar years and for such further period as the Commissioner of Motor Vehicles shall deem necessary for the protection of the public.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

Mr. Lamprey of Moultonborough moved that the rules be so far suspended as to dispense with the reading of the Senate amendment to House Bill No. 33.

The Chair recognized Mr. Pillsbury of Manchester who requested an explanation of the amendment.

Mr. Lamprey of Moultonborough explained the amendment.

Mr. Kearns of Manchester spoke against the motion to suspend the rules.

Mr. Lamprey of Moultonborough withdrew his motion to suspend the rules.

The Clerk read the amendment.

Mr. Lamprey of Moultonborough moved that the House vote to non-concur in the amendment sent down from the Honorable Senate and ask for a Committee of Conference.

Mr. Lamprey of Moultonborough spoke in favor of the motion.

On a *viva voce* vote the motion prevailed, and the Chair appointed Messrs. Lamprey of Moultonborough, Keough of Gorham and Craig of Manchester to serve on the Committee of Conference from the House.

The message further announced that the Senate concurs with the House of Representatives in the passage of the following House Bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

Amend by inserting after section 1 of the bill the following new section 2. Amend RSA 181 by inserting after section 9 thereof the following new section. 181:9-a. *Residence Requirement.* No person shall through stock ownership, interlocking stock ownership, interlocking directors, or otherwise, have an interest or control, either direct or indirect, in the business of the holder of a wholesaler's permit unless he has been a resident of the state for three consecutive years immediately prior thereto. The provisions of this section shall

not apply to the renewal of existing wholesale permits by the holders thereof at the time of the passage of this act.

Further amend by renumbering section 2 to read section 3.

Mr. Murch of Portsmouth moved that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion prevailed and the bill was sent to the Secretary of State to be engrossed.

Report of Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 31, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 55, An Act relative to executions in small claims cases.

Senate Bill No. 20, An Act relating to salaries of certain officials of the City of Nashua.

Resolution

Mr. Willey of Campton offered the following resolution:

Whereas, we have learned with regret of the death of Herbert H. Ashley, and

Whereas, Mr. Ashley has served as a member of the House of Representatives and also as a delegate to a Constitutional Convention from the town of Dorchester, and

Whereas, Mr. Ashley has served his town, county and state in various capacities earning the esteem of his fellow townsmen, therefore be it

Resolved, That we, the members of the House of Representatives do hereby express our sympathy to the family of Mr. Ashley in its bereavement, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to his family.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Pillsbury of Manchester served notice that today, or some subsequent day, he would move that the House reconsider its vote whereby it concurred in the Senate amendment

to House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and that third reading of Joint Resolutions be by caption only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Qualified

Mr. Drew of Farmington having appeared before His Excellency, the Governor, on Wednesday, March 13 and Mr. Martel of Manchester having done so on March 7, both took their seats as members of the House.

Third Readings

The following bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 212, An Act relating to the construction of state armories.

House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways.

House Bill No. 173, An Act relative to apportionment of expenses of forest fires.

House Bill No. 178, An Act relative to the reimbursement to the White Mountain National Forest for fire expenses.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it concurred in the Senate amendment to House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

On a *viva voce* vote the motion to reconsider did not prevail.

The following bills and joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

House Bill No. 218, An Act relative to fees for funeral directors and embalmers.

House Bill No. 191, An Act to increase the salaries of justices of the supreme and superior courts.

House Bill No. 77, An Act relative to sale of meat, fish and fowl.

House Joint Resolution No. 1, Joint Resolution in favor of Norman Purinton.

On motion of Mrs. Frizzell of Charlestown the House adjourned at 12:58 o'clock.

THURSDAY, MARCH 14, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Reverend Harland G. Lewis, pastor of the Church of Christ at Dartmouth College, Hanover, N. H.

O Thou in whom all human justice finds its source, Thou Father of mankind, may we not exclude Thee from our deliberations today. Help us remember Thy people, who live in the cities, the villages, and the farms of our beloved state, grandmothers and grandfathers, parents, children, the strong, the weak, the sick and the well. Remind us that our business is not merely legislation, our business is people, and that is Thy business too. With Thee by our sides, do we begin our day. Amen.

Salute to the Flag

Mrs. Miner of Meredith led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced students of Division G of Rundlett Junior High School of Concord as guests of the House sponsored by Mr. Barnard of Concord.

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Danforth of Manchester, House Bill No. 346, An Act relative to members of the general court drawing unemployment compensation benefits. To the Committee on Labor.

By Mr. Christy of Manchester, House Bill No. 347, An Act abolishing the law relative to political expenditures. To the Committee on Executive Departments and Administration.

By Mr. Graham of Canaan, Mr. Haskins of Lyme, and Mr. Monahan of Hanover, House Bill No. 348, An Act relative to a road from Canaan Center to Lyme Center. To the Committee on Public Works.

By Mr. Hambleton of Goffstown (by request) House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses. To the Committee on Executive Departments and Administration.

By Mr. Mott of Newington, House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed. To the Committee on Resources, Recreation and Development.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 49, An Act relative to the industrial park authority.

Senate Bill Read and Referred

Senate Bill No. 49, An Act relative to the industrial park authority, was read a first and second time and referred to the Committee on Appropriations.

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 190, An Act increasing the jurisdiction of municipal courts in small claims.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes.

House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state.

House Bill No. 71, An Act relative to emergency use of party line telephones.

House Bill No. 89, An Act repealing the provisions for annual returns and annual return fees for voluntary corporations.

House Bill No. 94, An Act relating to water companies, when not public utilities.

House Bill No. 111, An Act relative to the salary of the Carroll county solicitor.

House Bill No. 224, An Act relative to the Bristol Village fire precinct.

Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged and the charter of the Young Men's Christian Association of Laconia.

Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness.

House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack River.

The report was accepted.

Notice of Reconsideration

The Chair recognized Mrs. Davis of Concord who served notice that today or some subsequent day she will move that the House reconsider its vote of Wednesday, March 13 whereby it ordered to third reading and final passage, House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time and when the

House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Lord of Gilford the House adjourned at 11:14 o'clock.

FRIDAY, MARCH 15, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

We need Thy help, our Father, and we seek it humbly. We want to do right, and to be right. Most of us know perfectly well what we ought to do; our trouble is that we do not want to do it. We are beginning to understand, our Father, that the things that are wrong with our world are the sum total of all the things that are wrong with us as individuals.

We pray, O Lord, that our democratic processes may be seen at their best in this time of testing. Let us all be guided not by emotion or ambition, but by calm conviction of what we know, deep in our hearts, is clearly right.

In the name of Christ our Lord. Amen.

Salute to the Flag

Mrs. Mahoney of Concord led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. Thorndike of Windham, Thompson of Winchester and Gelinas of Manchester were granted leaves of absence for the day on account of important business.

Mr. Brosnahan of Nashua was granted leave of absence for the day on account of illness.

Mr. Thibeault of Nashua was granted an indefinite leave of absence on account of illness.

Mr. Codding of Keene was granted a leave of absence for the day on account of important business.

Communication

STATE OF NEW HAMPSHIRE
Concord

Lane Dwinell
Governor

March 11, 1957

The Honorable W. Douglas Scamman
Speaker of the House of Representatives
State House
Concord, New Hampshire

DEAR MR. SPEAKER:

I am transmitting herewith my proposals for a capital budget for the biennium ending June 30, 1959. In addition to the draft legislation which would implement my proposals, I am including an explanatory statement together with detailed estimates and architects' drawings with respect to each individual proposal.

Sincerely yours,

LANE DWINELL.

MESSAGE OF GOVERNOR LANE DWINELL TRANSMITTING TO THE GENERAL COURT PROPOSALS FOR A CAPITAL BUDGET

For the Biennium Ending June 30, 1959

The preparation of a capital budget involves the responsibility of allocating available funds in a fair and equitable manner to all requesting departments and institutions. Many decisions have to be made, based on the available facts as to the need and justification of the individual project. These projects should fit into the complete overall need of not only the individual agency, but of the state as a whole. This I have endeavored to do by my allocation of projects most needed and the denial of other projects which in proper prospective can be deferred to another biennium.

The proposals in this capital budget total $1,683,621 for amortization directly from the general fund. Of this amount, $488,510 is for the Laconia State School and $459,696 is for the State Hospital. An additional $1,447,700 is proposed for self-liquidating projects for the Recreation Division and the Department of Education.

Consideration of any capital improvement program must be based not only on the initial cost but upon the annual operating expenses which will be incurred on a continuing basis. In my judgment, no capital program should be undertaken without a full realization of what the impact will be on future operating budgets. The most careful estimates which can be made at the present time indicate that the completion of facilities proposed in this budget will require annual operating costs of $136,375, for the general fund projects and $27,200 for the self-liquidating proposals, excluding debt service. The estimated amount required from the general fund for amortization and interest payments (on a 20-year basis at 3%) would average $110,650 annually. An amount of $95,200 per year is estimated as necessary for amortization of the self-amortizing projects.

The preparation and submission of this capital budget has been guided by the law pertaining thereto as passed in the 1955 legislature. This new law is quite different from any previous legislation covering this subject. It is believed that because of the law a more accurate capital budget is now being presented than heretofore. More is known about all projects, accurate costs are available for approved items and more detailed plans are available at this time than were ever available in the past for legislative study. I am pleased to present at this time, along with the budget, a book of accurate preliminary detailed plans and estimates covering both capital costs and also estimated costs of operation.

I have not undertaken this task unaided. Feeling the importance of the task required close scrutiny by others than myself, I requested reactivation of the Joint Boards of Control on October 22, 1956. This was accomplished and a report of their findings was submitted for my study and guidance. Reference to these conclusions is made in future paragraphs.

I feel it is important that you be aware of the various factors already enumerated as you consider the budget herewith transmitted. I also feel it is imperative that you know something of the thinking behind some of the allocations made to the various departments. It is for this reason that I turn now to brief discussion of the individual departments.

I. PROJECTS SUPPORTED BY GENERAL FUNDS

State Hospital

As in previous years, the capital budget needs of the Hospital fall into two broad categories; first, that of facilities for the direct use of patients, and, second, items concerned with the improvement of the physical plant. The most pressing and urgent need is to provide for infirmary care of the aged infirm and bedridden patient. This need is met by the renovation of existing bed space in the Walker Building to space suitable for the care of such patients.

It has been estimated that $50,000 must be spent on the Hospital heating system in the next two to three years simply to keep it in operation. Even with such repairs the existing system is so over burdened that should one boiler become inoperative, the Hospital could not be maintained at normal temperatures during zero degree weather. Installation of one new boiler will correct this situation.

Of all items necessary to improvement of plant, the completion of sprinkler installation must receive first attention. I have recommended completion of sprinkler installation at the Hospital.

The Hospital administration is in agreement with the urgency of these three projects and has relinquished all other requests for the biennium in their favor.

Laconia State School

The most pressing need at Laconia is for additional bed space. Based on the judgment of the School authorities, this need appears to be for the older people at the institution. To alleviate this situation, I recommend the construction of a 112 bed geriatrics unit for the care of the older inmates, at an estimated cost of $387,000. I further recognize the need for an improved dining area for the boys and girls in the Baker Building area. Other necessary improvements recommended are the re-wiring of five buildings; the partial paving of dirt roads on a scheduled program for completion over a period of years; improvement and addition to office space in the Blood Building; renovation and modernization of laundry facilities; and the installation of an out fall sewer.

Much attention has been given to the proposed facilities for the housing of defective delinquents. Based on the recom-

mendations of the Boards of Control, I feel it desirable to defer such a project until a survey of the entire mental health problem of the state can be completed. This survey was recommended by the Boards of Control and has my endorsement. Legislation is pending which would provide funds for such a study.

It should be noted that legislation enacted by your 1955 session provided a means of transferring defective delinquents from Laconia to another institution. There are bills now pending which would make it possible to further facilitate such transfers.

May I point out that during the period of nearly two years since the enactment of this law only thirteen transfers have been requested by the Trustees of the School, and of these twelve were actually made. At my direction the Division of Public Works and Highways has developed preliminary plans and estimates for buildings for defective delinquents to meet the requirements of the School authorities.

A building for 40 boys would cost $293,000; a building for 20 girls $200,000. I cannot justify an expenditure of $493,000 in capital funds plus the additional operating costs which would be involved, at this time. Until I have received the recommendations of an impartial complete mental health survey as previously mentioned I have no basis for determining such things as (a) proper facility for the need, (b) proper location within the state of such facility, (c) size of facility, (d) impact on annual operating budget of such a facility. It is for these reasons that I feel it imperative that I follow the recommendations of the Boards of Control and maintain "status quo" as regards the defective delinquent situation at Laconia at least until such time as a mental health survey can be completed by an impartial competent organization. In the meantime, however, I have submitted to you accurate information on the cost of building these facilities, so that there would be no recurrence of the event of two years ago, when only $100,000 was appropriated for a project costing several times that amount.

State Prison

Many needs of the Prison can be accomplished under the operating budget and were so requested at my suggestion.

The paramount need at the Prison appeared to be for new drying ovens in the plate shop of the Prison Industries. The existing ovens have been in use since 1932 and were at the time installed as used furniture drying ovens. The ovens are obsolete, inefficient and constitute a fire hazard because of their wooden construction. It is for these reasons that I recommend the installation of new ovens.

Old wooden cell block windows at the Prison are in poor condition and need replacing having been in use since 1878. Installation of new screen-type windows will improve security and reduce maintenance. I recommend one half of this project be accomplished this biennium.

Boiler repairs started during the last biennium were left unfinished due to lack of funds. I recommend only enough to complete the initial project. No further renovations are recommended at this time.

As at Laconia I have recommended a partial amount of resurfacing of roads as a start to a continuing program. Much discussion has evolved concerning renovation of a Prison farm barn. My recommendation is based on what an average New Hampshire farmer might do under similar circumstances.

Soldiers' Home

The installation of a storage tank for water for domestic use at this institution is a necessity. Breaks in the town water system endanger the Home's water supply. I have therefore recommended installation of such a tank as a necessity to the Home.

Sanatorium

The installation of fire doors, fire escapes and sprinkler systems for the Service and Administration buildings were requested. My recommendation is for sprinkler protection of the Service building only. This building is of wooden construction, contains a kitchen and houses employees and for this reason should be well protected against fire. The Administration building has no kitchen, and is of brick construction.

I have recommended needed and long-deferred repairs to the power plant and coal pocket. I do not recommend a requested conversion from coal to oil.

The need for a central dining and recreational room is recognized. However, I do not feel that the population trend

of the institution warrants further expansion of the physical plant. I have, therefore, recommended the renovation of existing space for a central dining and recreational area.

The approved installation of a dosage tank is based upon recommendations of the Health Department.

Industrial School

It is a statutory requirement that the Superintendent and Deputy Superintendent shall be provided full maintenance at state expense. Presently the only available space for a Deputy Superintendent is a small apartment not suitable for a man with children. It is for this reason that I recommend the construction of a new staff cottage at this institution.

Other projects requested and recommended are usual capital maintenance justified by the growth of this institution. The boiler conversion from coal to oil is approved to allow economical use of a standby coal boiler in conjunction with two existing oil installations.

Department of Administration and Control

This department is charged with responsibility for all capital improvements of the State House and Annex. Requested projects for a sprinkler system and a new floor and seats in Representatives' Hall are approved. Certain other projects are recommended as major betterments not possible of accomplishment with operating funds. Included in this category is the suggested conversion from manual to automatic operation of the elevators in the State House Annex, a project which will be actually self-liquidating through the saving of labor costs.

Planning and Development

At the New Hampshire Building at the Eastern States Exposition at Springfield, Mass. deferred maintenance has now become a major item and it is for this reason that I now recommend a thorough overhaul of this building.

Education

Keene Teachers' College — The request for a new classroom building at this institution is not recommended at this time. Use of existing facilities made available by new dormi-

tory construction has allowed for expansion of classroom space in old dormitories and has lessened the need at present for new classrooms.

The frozen food room requested will allow more efficient purchasing procedures by the School.

The electric line and transformers are needed to handle the additional load occasioned by the construction of the new vocational wing and other contemplated projects. Heating controls requested for two buildings are allowed as an economy measure.

Only part of the cost of the Bookstore is shown in the regular capital budget. Last June the college transferred $12,000 of profits earned by the Bookstore since its inception in 1947 to the general funds of the state. I recommend that this amount now be made available to Keene in the form of a capital appropriation for construction of a combined bookstore and student cooperative. I further recommend that further appropriation as required be made as a self amortizing item to be repaid by the profits of the bookstore and rentals from the cooperative.

Plymouth Teachers' College — At Plymouth I recommend an appropriation for completion of a folding partition and music room in the new gymnasium; the complete utilization of Rounds Hall by renovation of unused space on the third floor to class rooms and offices; and in the interest of economy the installation of necessary heat controls and also the partial initiation of a lighting improvement program.

Technical Institutes — The major requests from these two institutions are for machinery needed for instructional purposes. Some machines which are less than $5000 or of a temporary nature have been transferred to the operating budget. Construction work as a safety measure has been recommended as well as a small classroom project at the Portsmouth Institute.

State Library

The need for installation of book stacks in the basement is recognized. I recommend completion of one half the requested project in this biennium.

Other smaller projects requested by the Library were either denied or transferred to the operating budget.

Recreation Division

The requests of this division were submitted in two parts. This section of the budget deals with those projects that are not self-liquidating. My recommendations include rebuilding of Dams at Moose Brook, a well at Miller Park, improvement of Pillsbury Park and the rebuilding of Hampton Harbor Dock. The preservation of Wentworth Coolidge Mansion, the Daniel Webster Birthplace and the Franklin Pierce Homestead, all of which are considered historic sites, are certainly projects worthy of capital expenditure by our state.

Public Works

Previously charges made to using departments by Public Works for engineering and overhead services have been billed directly to the department concerned. Billing has not been done until completion of a project, thereby creating slow recoveries, confusion and occasionally a lack of funds in the departmental appropriations to cover Public Works charges. To alleviate this situation I have removed all such charges from the individual appropriations and have shown them as separate capital expense possible of direct transfer to the Public Works Operating Budget thereby eliminating not only confusion but bookkeeping processes involved in handling of funds from one state pocket to another. This should result in better understanding between the Division and the using departments and a more efficient overall program.

II. SELF LIQUIDATING PROJECTS.

In addition to the regular capital items, I make the following recommendations represented as capable of self amortizating.

Plymouth Teachers' College

According to projected enrollment figures present facilities will not be sufficient to accommodate student enrollment by 1960. The first step in expansion to meet this situation is the construction of a 150-man men's dormitory with apartments for 6 married couples. An estimate of annual income indicates a gross income of $58,000 with operating expense of $30,590. The net income is to be used toward liquidation of the bonds issued. I recommend this project on the information furnished by the School authorities.

Keene Teachers' College

This project was referred to in the regular capital budget as the bookstore and snack bar with a $12,000 appropriation. Based on previous history ($14,000 earned in 10 years) I feel justified in recommending the balance of $15,000 as a self liquidating project.

Recreation Division

Projects contemplated by this division include an addition to the Valley station at Cannon; construction of a new lodge at Sunapee for "all year" use; installation of two new "T" bars, one at each of the two ski areas; construction of a facility on Peabody Slopes at Cannon involving utilization of an existing building, and the expansion of the Tent Camping facilities at several parks. The request for Tent Camping has been reduced by one-half as a project which should be accomplished over more than a two-year period. The development of the two recently acquired park sites on Lake Winnipesaukee is recommended by me for this biennium. The development of each site would be briefly as follows:

The Page property, the more easily developed, would be treated first. This would be primarily a day-use, waterfront park, featuring swimming and boating. In order to utilize the limited amount of land available, a meandering brook must be rechanneled, a jetty constructed, parking areas, utility buildings, landscaping and water and sewage provided.

The Kona Farm development envisions much larger multi-use state park. It includes extensive day-use, swimming, picnicking, boating facilities and a camping area of such size and attraction as to be a feature of this park and of the northeastern states. The projects on this forested area will necessitate a large amount of forest stand clean-up and improvement; construction of a ¾-mile entrance road and extensive parking areas; the carving out from the timber a shore front of some 2500 feet to provide a beach. It would further include circulating campground roads and drives; and the clearing and grading of a minimum of 100 individual camp sites; a toilet building in the campground; toilet-dressing-shelter building for the beach and picnic areas; and sewage disposal systems for all units; and dock and marine.

Based on information supplied by the Division I recommend the above projects based on the assumption that bond

issues for mechanical structures will be of 15-year duration, those for buildings on a 20-year basis and issues for land improvements on a 25-year schedule of amortization.

Contrary to the regular capital budget procedure, all Public Works charges are included in the self amortizing project costs. This action assures recovery of such costs from the revenue of the departments concerned.

Report of Committee of Conference

The Committee of Conference, to whom was referred a Concurrent Resolution relating to a joint rule providing for an effective date of bills, reported the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendment and that the House and Senate adopt the Rules of the 1955 session as the Rules of the 1957 session unless otherwise amended.

N. A. McMEEKIN,
WILLIAM H. CRAIG, JR.,
JOHN PILLSBURY,
Conferees on the Part of the House.

LAURIER LAMONTAGNE,
J. C. CLEVELAND,
Conferees on the Part of the Senate.

The report was accepted.

Mr. McMeekin of Haverhill moved that the House adopt the report of the Committee of Conference.

On a *viva voce* vote the motion prevailed.

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Sanborn of Hampton Falls), House Bill No. 350, An Act relative to borrowing capacity for cooperative school districts. To the Committee on Education.

By Committee on Rules (Mr. Young of Pittsfield), House Bill No. 351, An Act relative to the salary of the justice of the Pittsfield municipal court. To the Committee on Judiciary.

By Committee on Rules (Mr. White of Atkinson), House Bill No. 352, An Act legalizing the proceedings of the town meeting held in Atkinson, March 12, 1957. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules were so far suspended as to dispense with the printing of House Bill No. 352.

By the Committee on Rules (Mr. Warren of Lyndeborough), House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957. To the Committee on Municipal and County Government.

On motion of Mr. Eldredge of Exeter the rules were so far suspended as to dispense with the printing of House Bill No. 353.

By Mr. Barnard of Concord, House Bill No. 354, An Act relative to transfer of administration of laws relative to boat registration from public utilities to department of fish and game. To the special joint committees consisting of members on Executive Departments and Administration and Fish and Game.

By Mrs. Brungot of Berlin, House Bill No. 355, An Act relative to employment in the state personnel system. To the Committee on Executive Departments and Administration.

By Mr. Willey of Campton, House Bill No. 356, An Act relative to a description of land taken for highway purposes. To the Committee on Public Works.

By Mr. Wilmot of Ossipee, House Bill No. 357, An Act providing a uniform season for taking wild deer. To the Committee on Fish and Game.

By Mrs. Brungot of Berlin and Mr. Danforth of Manchester, House Bill No. 358, An Act repealing the provisions setting up the legislative council. To the Committee on Judiciary.

By Miss Spollett of Hampstead, House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws. To the Committee on Agriculture.

By Mr. O'Shan of Laconia, House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia. To the Special Committee composed of the Delegation from the city of Laconia.

By the Committee on Rules (Mr. Walker of Concord), House Bill No. 361, An Act providing for an additional appropriation for expenses of the legislature.

Mr. Walker of Concord moved that the rules be so far suspended as to dispense with the printing and committee reference of House Bill No. 361, An Act providing for an additional appropriation for expenses for the legislature, and that the bill be put on third reading and final passage at the present time, by title only.

On a *viva voce* vote the motion prevailed.

The bill was read a third time, by title only, passed and sent to the Senate for concurrence.

By Mr. Davis of Conway, House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state. To the Committee on Transportation.

Motion To Vacate Order

Miss Collyer of Lisbon moved that the order whereby House Bill No. 262, An Act relative to use of fluorine in public water supplies, was referred to the Committee on Public Health, be vacated and the bill referred to the Committee on Public Welfare and State Institutions.

The question being on the motion.

(Discussion ensued)

Miss Collyer of Lisbon spoke in favor of the motion.

Mr. Sawyer of Brookfield spoke against the motion.

On a *viva voce* vote the motion did not prevail.

Committee Reports

Mr. Edwards of Antrim, for the Committee on Banks, to whom was referred House Bill No. 206, An Act relative to the Littleton Savings Bank, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Edwards of Antrim, for the Committee on Banks, to whom was referred Senate Bill No. 24, An Act concerning investments by savings banks in mortgages of improvements on land subject to a United States Forest Service permit, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Congdon of Troy, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 121, An Act relating to municipal water works, having, considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *Municipal Finance Act.* Amend RSA 33 by adding after section 5 the following new section: 5-a. *Water Works.* Municipalities may incur debt for supplying the inhabitants with water or for the construction, enlargement or improvements of water works, by the issue of bonds or notes, for such purposes, as set forth in this chapter; provided however that such municipalities shall not incur debt for such purposes to an amount, at any one time outstanding, exceeding ten per cent of their last locally assessed valuation as last equalized by the tax commission, determined as provided in section 4-b. Any municipality which shall have received orders from the state board of health under the provisions of RSA 148:22 requiring the alteration, enlargement or application of any other improvement in such facilities as will ensure fitness and safety and adequate protection of the public health may incur debt therefor by the issue of bonds or notes outside the limit prescribed herein. All debt authorized by this section, inasmuch as it is all excluded from the definition of "net indebtedness" in section 1, shall at no time be included for the purpose of calculating the borrowing capacity of the municipality for other purposes. The debt limit established by this section may be exceeded by a municipality in accordance with the procedure prescribed in and subject to the provisions of section 6.

Further amend said bill by inserting after section 2 the following new section:

3. *Definition.* Amend the definition of net indebtedness in RSA 33:1, as amended by 1955, 329:3, by striking out the same and inserting in place thereof the following: "Net Indebtedness," all outstanding and authorized indebtedness, heretofore or hereafter incurred by a municipality, exclusive of unmatured tax anticipation notes issued according to law, debts incurred for supplying the inhabitants with water or for the construction, enlargement, improvement of maintenance of water works, debts incurred to finance the cost of sewerage systems or enlargements or improvements thereof, or sewage disposal works when the cost thereof is to be financed by sewer rents or sewer assessments, debts incurred pursuant to RSA 31:10, debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), and sinking funds and cash applicable solely to the payment of the principal of debts incurred within the debt limit.

Further amend said bill by renumbering sections 3 and 4 to read 4 and 5.

The report was accepted.

Laid upon the Table Under Rule 48

The above amendment being material, House Bill No. 121, with pending amendment, was laid upon the table for pirnting of the amendment and will be taken up in the regular order of business on Thursday, March 21.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 256, An Act relative to advertising by motels, cabins and motor courts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph I of RSA 353:4 as inserted by section 1 of the bill by adding at the end thereof the words, to guest rooms, so that said paragraph as amended shall read as follows:

I. Motels are only those public lodging buildings, includ-

ing cabins and motor courts, where entrance is gained thereto, directly from the outdoors to guest rooms.

Amend RSA 353:4 as inserted by section 1 of the bill by inserting after the word "posted" in the fourth line the words, or remain posted, so that said section as amended shall read as follows:

353:5. *Signs.* No motel operator shall place or cause to be placed any outside sign bearing the room rates thereon, unless both the minimum and maximum rates for such rental appear in such size as to be readily discernible. Accommodations shall not be posted or remain posted unless same are immediately rentable at the rate so posted.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Keough of Gorham explained the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 81, An Act relative to the taking of deer and providing for free hunting licenses in certain cases, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Varney of Rochester, for the Committee on Insurance, to whom was referred Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mrs. Brungot of Berlin, Mrs. Ainley of Manchester explained the bill.

Special Order

Mr. Pickett of Keene moved that Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee, with pending

report be made a special order for Tuesday, March 19, at 11:01 A. M.

The question being on the motion.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the motion.

Mr. Varney of Rochester spoke against the motion.

Mr. Lamprey of Moultonborough spoke in favor of the motion.

On a *viva voce* vote the motion for a special order prevailed.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 170, An Act relative to the filing of declarations of candidacy, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Declarations of Candidacy.* Amend RSA 56 by inserting after section 13 the following new section: 13-a. *Personal Filing.* On the last day of filing all declarations of candidacy required to be filed with the secretary of state shall be filed in person by the candidate, provided, however, that this requirement shall not apply to the filing of vacancies by party organizations.

The report was accepted.

The question being on the amendment offered by the committee.

(Discussion ensued)

At the request of Mr. Craig of Manchester, Mr. King of Manchester explained the amendment.

Messrs. Pillsbury and Soucy of Manchester spoke against the amendment.

Mr. Green of Manchester spoke in favor of the amendment.

On a *viva voce* vote the amendment offered by the committee was adopted.

The question now being, Shall the bill be read a third time?

Mr. Pillsbury of Manchester moved that House Bill No. 170 be made a special order of business on Tuesday, March 19, at 11:02 o'clock.

Mr. Pillsbury of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion for a special order did not prevail.

Mr. Pickett of Keene moved that House Bill No. 170 be recommitted to the Committee on Judiciary.

Mrs. Brungot of Berlin spoke in favor of the motion.

Mr. Green of Manchester moved that House Bill No. 170 be made a special order for Thursday, March 21, at 11:01 A. M.

Messrs. Green of Manchester and Pickett of Keene withdrew their pending motions.

The question being, Shall the bill be read a third time?

On a *viva voce* vote House Bill No. 170 was ordered to a third reading.

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 225, An Act relative to the interstate compact on juveniles, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 169-A:8 as inserted in section 1 of the bill and inserting in place thereof the following:

169-A:8. *Fees.* Any judge of this state who appoints counsel or guardian ad litem pursuant to the provisions of the compact may, in his discretion, fix a fee which shall be a charge against the county if ordered by the superior court and if ordered by a municipal court said fee shall be paid out of funds collected by the court as provided in RSA 502:14, provided however, that no fee shall exceed the sum of one hundred dollars.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Sheehy of Newfields, for the Committee on Municipal and County Government, to whom was referred House Bill No. 226, An Act relative to town appropriations for band concerts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Hayes of Portsmouth, for the Committee on Municipal and County Government, to whom was referred House Bill No. 227, An Act changing the name of Bog pond in the town of Andover to Blackwater pond, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. White of Concord, for the Committee on Insurance, to whom was referred House Bill No. 102, An Act relative to benefits in fraternal benefit societies, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 32, An Act relating to operation of motor vehicles registered in Canadian provinces on the highways of this state, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Special Order

Mr. Green of Manchester moved that House Bill No. 32, An Act relating to operation of motor vehicles registered in Canadian provinces on the highways of this state, with pending report be made a special order for Tuesday, April 2 at 11:01 o'clock.

On a *viva voce* vote the motion for a special order prevailed.

Taken from the Table Under Rule 48

House Bill No. 181, An Act relative to the location of cemeteries, was taken from the table.

The question being on the amendment offered by the committee as printed on page 12 of the Journal for March 7.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester moved that House Bill No. 181 be referred to the Manchester Delegation.

The question being on the motion.

(Discussion ensued)

Messrs. Pillsbury of Manchester, Lamprey of Moultonborough and Craig of Manchester all spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Mr. Pillsbury of Manchester moved that the rules be so far suspended as to permit a public hearing on House Bill No. 181 to be held on Tuesday, March 19 in spite of the fact that notice of said public hearing was not previously advertised in the Journal.

On a *viva voce* vote the motion prevailed.

House Bill No. 4, An Act relative to preparation of a check list for elections in the Newport School District, was taken from the table.

The question being on the amendment offered by the committee as printed on pages 7 and 8 of the Journal for Thursday, March 7.

Mrs. Frizzell of Charlestown explained the bill and amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways, was taken from the table.

The question being on the amendment offered by the committee as printed on page 19 of the Journal for March 13.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 30, An Act to make more definite the exceptions to the nurse practice act.

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness.

Senate Bills Read and Referred

The following Senate bills were read a first and second time and referred as follows:

Senate Bill No. 30, An Act to make more definite the exceptions to the nurse practice act. To the Committee on Public Health.

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness. To the Committee on Education.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 70, An Act relative to penalty for illegal practice of chiropractic.

House Bill No. 79, An Act relative to examinations and fees in the practice of optometry.

The message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on House Bill No. 33, An Act relating to motor vehicle violations.

The President appointed Senator Cleveland and Senator Rainie to the Committee of Conference on the part of the Senate.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendment to the following bill:

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood.

Report of Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 190, An Act increasing the jurisdiction of municipal courts in small claims.

House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.

Resolutions

Mr. Lacasse of Berlin, for the Berlin Delegation, offered the following resolution:

Whereas, the Hockey Team of the Notre Dame High School of Berlin has won the New England Interscholastic Tournament Championship, and

Whereas, this is the first time that a New Hampshire High School Hockey Team has won such honor, therefore be it

Resolved, That we, the members of the House of Representatives, do hereby congratulate the team and its coach for bringing such honor to the state, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to the Notre Dame High School.

On a *viva voce* vote the resolution was adopted.

Mr. O'Neil of Concord offered the following resolution:

Whereas, we have learned of the illness and confinement in the hospital of our fellow member, Guy Jewett of Ward 6, Concord, therefore be it

Resolved, That we, the members of the House of Representatives, do hereby express our regret that he is ill and offer our best wishes for his speedy recovery, and be it further

Resolved, That a copy of these resolutions be transmitted to Mr. Jewett.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Walsh of Manchester offered the following resolution:

Whereas, we have learned of the dramatic victory last night of the Manchester Central High School Basketball team in the opening game of the New England championship tournament at Boston, and

Whereas, the state is proud of the prowess of this Manchester team, therefore be it

Resolved, That we, the members of this House of Representatives do hereby congratulate the Manchester Central High School team upon its victory and express our hope for the continued success of this school, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to the Manchester Central High School Basketball team.

On a *viva voce* vote the resolution was adopted.

(Mr. Winston of Manchester in the Chair)

Mr. Smith of Manchester offered the following resolution:

Whereas, we have learned with pleasure of the visit of Robert Briscoe, Lord Mayor of Dublin, to America, and

Whereas, an address by Mr. Briscoe might be of interest to the members of this House, therefore be it

Resolved, That we do hereby extend to the Honorable Mr. Briscoe an invitation for him to address the House of Representatives at a time convenient to him, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mr. Briscoe.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time; that third reading of bills be by title only, and that when the House adjourns today it be in honor and respect for St. Patrick, the patron saint of the Emerald Isle and to meet next Tuesday at 11:00 o'clock.

(The Speaker in the Chair)

Errors in Printing of House Bills

House Bill No. 257, An Act relative to bounties on porcupines should have been printed as having been introduced by Mr. Alls of Colebrook, Mrs. Tolman of Nelson and Mr. Swett of Sullivan.

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals should have been printed as having been introduced by Mr. Alls of Colebrook.

Third Readings

House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways.

House Bill No. 4, An Act relative to preparation of a checklist for election in the Newport School District.

House Bill No. 227, An Act changing the name of Bog Pond in the town of Andover to Blackwater Pond.

House Bill No. 170, An Act relative to the filing of declaration of candidacy.

House Bill No. 206, An Act relative to The Littleton Savings Bank.

House Bill No. 225, An Act relative to the interstate compact on juveniles.

House Bill No. 256, An Act relative to advertising by motels, cabins and motor courts.

House Bill No. 226, An Act relative to town appropriations for band concerts.

Severally read a third time and passed, and sent to the Senate for concurrence.

Senate Bill No. 24, An Act concerning investments by savings banks in mortgages of improvements on land subject to a United States Forest Service permit, was read a third time and passed, and sent to the Secretary of State to be engrossed.

On motion of Mrs. Davis of Concord the House adjourned at 12:42 o'clock.

TUESDAY, MARCH 19. 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Reverend Cornelius B. Costello of the Columban Fathers.

I rise up today,
God's power guiding me, God's might upholding me, God's wisdom directing me,
The eye of God looking before me, the ear of God listening for me,
The word of God speaking for me, the hand of God defending me,
The way of God stretching out before me, the shield of God protecting me, the hosts of God guarding me,
From the snares of demons, from the seduction of vice, from the wicked desires of my nature,

From every man who plots against me, near or far, alone or with others.
Christ be with me, Christ be before me,
Christ be after me, Christ be within me,
Christ be beneath me, Christ be above me,
Christ be at my right hand,
Christ be at my left hand,
Christ be in the heart of every man who thinks of me, Christ be in the mouth of every man who speaks of me,
Christ be in every eye that sees me,
Christ be in every ear that hears me.

In the name of the Father, and of the Son and of the Holy Ghost. Amen.

Salute to the Flag

Mrs. Miner of Meredith led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Eighteen children from Miss Jacques private school of Manchester, sponsored by Messrs. Robb and Delisle of Manchester.

The 7th and 8th grades of the River Road School of Bridgewater, sponsored by Mrs. Bucklin of Bridgewater.

Grade 8 of the Hooksett Village School, sponsored by Mr. Mullaire of Hooksett.

The Civics Class of Spaulding High School of Rochester, sponsored by the Rochester Delegation.

The Civics Class of the 8th grade of the Sacred Heart School of Concord, sponsored by Mr. Lacasse of Berlin.

Leaves of Absence

Messrs. Pinkham of Northwood, Crane of Washington and Rollins of Alton were granted leaves of absence for the day on account of important business.

Mr. Trombley of Nashua was granted a leave of absence for the day on account of illness.

Mr. Keough of Gorham was granted a leave of absence for the week on account of important business.

Committee Changes

Mr. Bennett of Keene from Transportation to Judiciary.

Mr. McGee of Lincoln from Agriculture to Transportation.

Mr. Drew of Farmington to Agriculture.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mrs. Frizzell of Charlestown, House Bill No. 362, An Act relative to state aid to school districts. To the Committee on Education.

By Mr. Angus of Claremont, House Bill No. 363, An Act relative to unemployment compensation for lease-purchase contract on behalf of the state for an office building for the division of employment security. To the Committee on Appropriations.

By Mr. Willey of Campton, House Bill No. 364, An Act relative to the maintenance of artificial appliances furnished injured workmen under the workmen's compensation law. To the Committee on Labor.

By Mr. Crane of Washington, House Bill No. 365, An Act changing classification of Lempster road. To the Committee on Public Works.

By Mr. Willey of Campton, House Bill No. 366, An Act extending the power of the director of fish and game to make regulations for taking of wild deer. To the Committee on Fish and Game.

By Mr. Dion of Manchester, House Bill No. 367, An Act relative to salaries of members of Manchester school committee. To the Special Committee composed of the Delegation from the City of Manchester.

By Mr. Willey of Campton, House Bill No. 368, An Act prohibiting the use of glass containers for the sale of gasoline and other inflammable liquids. To the Committee on Executive Departments and Administration.

Committee Reports

Mr. Rollins for Alton, for the Committee on Education, to whom was referred House Bill No. 211, An Act providing for a deputy commissioner of education, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Vaughan of Newport explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Stearns of Durham, for the Committee on Education, to whom was referred House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Lacasse of Berlin, for the Committee on Labor, to whom was referred House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barnard of Concord, for the Committee on Municipal and County Government, to whom was referred House Bill No. 277, An Act relative to the government of town and school meetings, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. McMeekin of Haverhill, Mr. Eldredge of Exeter explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Ainley of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 205, An Act relative to compulsory motor vehicle liability insurance, having

considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Maloomian of Somersworth moved that the words "ought to pass" be substituted for the words "inexpedient to legislate," in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Maloomian of Somersworth, Bradley of Hanover, Malley of Somersworth, Craig of Manchester and Mrs. St. Pierre of Rochester all spoke in favor of the motion.

Messrs. Lamprey of Moultonborough, Rathbone of Exeter, Varney of Rochester, Walker of Concord, Bigelow of Warner, Duke of Hanover and Crosby of Hillsborough all spoke against the motion.

Mr. Maloomian of Somersworth spoke a second time in favor of the motion.

Mr. Deans of Milford spoke against the motion.

Mr. Pickett of Keene moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report on House Bill No. 205, An Act relative to compulsory liability insurance.

Mr. Maloomian of Somersworth demanded a division.

A division being had, 31 members having voted in the affirmative and 274 members having voted in the negative, the motion did not prevail.

The question being on the resolution offered by the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Insurance that House Bill No. 205 is inexpedient to legislate.

On a *viva voce* vote the motion did not prevail.

Special Order

Mr. Lamprey of Moultonborough called for the Special Order on Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee.

The question being, Shall the bill be read a third time?

(Discussion ensued)

Messrs. Duke of Hanover, Crosby of Hillsborough and Mr. Geisel of Manchester spoke in favor of the bill.

Mr. Bloomfield of Claremont spoke against the bill.

Mr. Crosby of Hillsborough spoke a second time in favor of the bill.

Mr. Street of Sharon spoke in favor of the bill.

Mr. Armstrong of Littleton moved that further consideration of Senate Bill No. 12 be indefinitely postponed.

Mr. Armstrong of Littleton spoke in favor of the motion.

On a *viva voce* vote it appeared that the motion to indefinitely postpone did not prevail.

Mr. Pickett of Keene requested a division.

A division being had, 105 members voted in the affirmative and 150 members voted in the negative.

The question of a constitutional quorum having been raised, Mr. Pillsbury of Manchester requested a second division.

A second division being had, 118 members having voted in the affirmative and 161 members having voted in the negative the motion to indefinitely postpone did not prevail.

Mr. Armstrong of Littleton offered the following amendment to Senate Bill No. 12.

Amend the bill by adding at the end of section 1 the following: A record of all such securities issued in the name of a nominee shall forthwith be filed with the insurance commission.

The question being on the amendment.

(Discussion ensued)

Mr. Armstrong of Littleton spoke in favor of the amendment.

Mr. Crosby of Hillsborough spoke against the amendment.

On a *viva voce* vote the negative prevailed and the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 38, An Act relating to probate courts.

Senate Bill Read and Referred

The following Senate bill was read a first and second time and referred as follows:

Senate Bill No. 38, An Act relating to probate courts. To the Committee on Judiciary.

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolution sent up from the House of Representatives.

House Joint Resolution No. 5, Joint Resolution for special appropriation for vocational rehabilitation.

The message further announced that the Senate has voted to accept the recommendations of the Committee of Conference with reference to a Concurrent Resolution relating to a Joint Rule providing for an effective date of bills.

Report of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills, Senate bills and joint resolution.

House Bill No. 70, An Act relative to penalty for illegal practice of chiropractic.

House Bill No. 79, An Act relative to examinations and fees in the practice of optometry.

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood.

Senate Bill No. 24, An Act concerning investments by sav-

ings banks in mortgages of improvements on land subject to a United States Forest Service permit.

House Joint Resolution No. 5, Joint Resolution for special appropriation for vocational rehabilitation.

The report was accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third readings of bills be by title only, and that when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following bills were severally read a third time and passed, and sent to the Senate for concurrence:

House Bill No. 277, An Act relative to the government of town and school meetings.

House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law.

House Bill No. 211, An Act providing for a deputy commissioner of education.

The following Senate bill was read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee.

On motion of Mrs. Martin of Littleton the House adjourned at 1:35 o'clock.

WEDNESDAY, MARCH 20, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Albert D. Bolster of the First Baptist Church of Derry, N. H.

Our Eternal God and Heavenly Father, we come before Thee at the beginning of this legislative day.

Grant, we beseech Thee, Thy divine calmness and blessing upon the deliberations of this day. Give to those who have the responsibility for framing our laws Thy gracious wisdom. Help them to realize that wisdom belongeth unto Thee, and in the humble approach to Thyself, we receive right directions for our decisions. Give to all of us the repeated realization that we are finite and Thou art infinite.

We need to be led by Thee in framing new laws and interpreting old laws. Help each legislator to remember that he represents the people of his town as well as the state at large. We revel in our freedom, under God, but may we not use that freedom to excess, unmindful of others' rights and opinions.

Give moderation in our time, we beseech Thee, O God. Bless in their individual lives each law-maker as severally they continue on in this most sacred season of the Christian calendar. We ask all these requests, with the forgiveness of our sins, through Jesus Christ, our Lord. Amen.

Salute to the Flag

Miss Spollett of Hampstead led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The 7th grade of the Rundlett Junior High School Annex of Concord, sponsored by Mr. Comi of Concord.

Former Representative Lena Weeks of Gilford.

Leaves of Absence

Mr. Sheehy of Newfields was granted leave of absence until March 27 on account of illness.

Mr. Merrill of Exeter was granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Brown of Newport, House Bill No. 369, An Act providing a special season for taking black bass with artificial flies only. To the Committee on Fish and Game.

By Mr. Ballam of Walpole, House Bill No. 370, An Act relative to the designation of a Class I highway in Walpole. To the Committee on Public Works.

By Mr. Cornelius of Lancaster, House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations. To the Committee on Judiciary.

By Mr. Rufo of Concord, House Bill No. 372, An Act relative to the salary of the Merrimack county solicitor. To the Special Committee composed of the Delegation from Merrimack County.

By Mr. Parmenter of Londonderry, House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes. To the Committee on Transportation.

By Mr. Monahan of Hanover, House Joint Resolution No. 40, Joint Resolution to provide community recreation services. To the Committee on Resources, Recreation and Development.

By Mr. Landrigan of Raymond, House Joint Resolution No. 41, Joint Resolution in favor of Stanley E. Eaton. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner, the printing of House Joint Resolution No. 41, Joint Resolution in favor of Stanley E. Eaton, was dispensed with.

Concurrent Resolution

Mr. McMeekin of Haverhill offered the following concurrent resolution:

Concurrent resolution relating to conference committees.

Resolved by the House of Representatives, the Senate concurring,

That the Joint Rules be amended by adding after Rule 12 the following:

13. Whenever a Committee of Conference is requested by either branch and such request is acceded to by the other, the President of the Senate shall appoint three members of the Senate and the Speaker of the House shall appoint three mem-

bers of the House to serve on such committee. The first named member of the branch making a request for the Committee of Conference shall be chairman of the committee. The committee shall compromise the differences between the two branches and if two members of the committee of each branch shall agree to a compromise such compromise shall be reported back to each branch. If no compromise is reached it shall be so reported to each branch and a new committee may be appointed. A report shall be made not later than nine legislative days after appointment of the committee, provided, however, that an extension of time may be granted by a majority vote of each branch.

The concurrent resolution was referred to the Committee on Rules.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds.

Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court.

Senate Bills Read and Referred

The following Senate bills were read a first and second time, and referred as follows:

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds. To the Committee on Ways and Means.

Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court. To the Special Committee consisting of the members from the city of Nashua.

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

House Bill No. 68, An Act in relation to Union Trust Company.

House Bill No. 104, An Act relative to the evasion of tolls and charges on use of highways and bridges.

House Bill No. 193, An Act relating to committal to jail for the non-payment of taxes.

House Bill No. 361, An Act providing for an additional appropriation for expenses of the legislature.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time and that when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

On motion of Mrs. Cooper of Nashua the House adjourned at 11:19 o'clock.

THURSDAY, MARCH 21, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father, we stand to join our hearts in prayer as we acknowledge our great need of Thy guidance. As Thy servants here sincerely seek to do the right, wilt Thou make it plain to them. Wilt Thou remind them of the thousands of their fellow citizens — of the *people* — for whom they must legislate. Thou knowest the clamor of voices in their ears, forever trying to influence them. Amid all the pressures brought upon them, may they ever hear Thy still small voice and follow Thy guidance for the good of *all* the people, that Thy will may be done in this State, through these Thy servants. For Jesus' sake. Amen.

Salute to the Flag

Mrs. Tolman of Nelson led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced as guests of the House the following:

A group of school children from Sandwich sponsored by Mr. Lamprey of Moultonborough. Mrs. Helen Barker of Nashua, National Committee-woman of the American Legion

Auxiliary and Mrs. Saunders, wife of Mr. Saunders of Nashua, both sponsored by Mr. Saunders of Nashua.

Leaves of Absence

Messrs. Jean of Nashua and Peever of Salem were granted leaves of absence for the day on account of important business.

Messrs. Tremblay of Nashua and Brosnahan of Nashua were granted leaves of absence for the day on account of illness.

Mr. Pinkham of Northwood was granted leave of absence for the day on account of illness.

Mrs. Lord of Gilford was granted leave of absence for the day in order to attend a funeral.

Announcement

The Speaker announced that House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits, should have been listed in the calendar of today's Journal for a report from the Committee on Appropriations on Tuesday, March 26 rather than today. The Speaker ordered that the following proposed amendment to House Bill No. 270 be printed in today's Journal:

Amend the section numbered 101:18 as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following:

101:8. *Financing Retroactive Coverage.* The amounts payable by the state, or a political subdivision, into the contribution fund with respect to services performed in positions covered by the teachers' retirement system after Dcember 31, 1955, and prior to July 1, 1957, are hereby made a charge upon any unexpended amounts provided by the state for the fiscal years beginning on July 1, 1956 and July 1, 1957 and any contributions payable for said period by any political subdivision, for the purposes of the teachers' retirement system. As soon as such amounts shall be ascertained, the state agency shall certify such amounts payable to the contribution fund to the trustees who shall cause said amounts to be paid into the contribution fund. The amounts equal to the tax which would be imposed by section 3101 of the Federal Insurance Contribu-

tion Act with respect to said period of service shall be deducted from the respective individual accounts held for the members of the teachers' retirement system in the teacher annuity savings fund unless a teacher within 10 days after the date coverage is extended hereunder deposits an amount equal to such tax due on her account in the teachers' retirement system for payment to the contribution fund and each teacher who fails to make such deposit shall be deemed to consent and agree to the deduction from her account as a condition of her coverage hereunder.

Correct the figure "92:1" where it occurs in the second line of section 2 by striking out said figure and inserting in place thereof the following: 301, part II:2.

Introduction of Bills and Joint Resolution

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Young of Pittsfield), House Bill No. 374, An Act relative to interest charges on judgments or awards in certain civil cases. To the Committee on Judiciary.

By Mr. Tiffany of Concord, House Bill No. 375, An Act adopting an interpleader compact. To the Committee on Judiciary.

By Committee on Rules (Mr. McMeekin of Haverhill), House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire. To the Special Joint Committees consisting of members on Public Works and Appropriations.

By Mr. Kidder of Shelburne, House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas. To the Committee on Resources, Recreation and Development.

Committee Reports

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities there-

of, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Parmenter of Londonderry, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 18, House Joint Resolution relative to Lookout Tower on Smart's Mountain, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Chandler of Bartlett moved that House Joint Resolution No. 18 be recommitted to the Committee on Appropriations.

The question being on the motion.

(Discussion ensued)

Mr. Chandler of Bartlett spoke in favor of the motion.

Mr. Pickett of Keene spoke in favor of the motion.

The question being on the motion to recommit.

On a *viva voce* vote House Joint Resolution No. 18 was recommitted to the Committee on Appropriations.

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 24, Joint Resolution relative to eradication of ragweed, having considered the same reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Rathbone of Exeter moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Rathbone of Exeter, Sawyer of Brookfield and Geisel of Manchester spoke in favor of the motion.

Messrs. Walker of Concord, Chandler of Bartlett, Cole of Lebanon and Mrs. Atwood of Sanbornton spoke against the motion.

Mr. Rathbone of Exeter spoke a second time in favor of the motion.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the Committee on Appropriations that House Joint Resolution No. 24 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

HB 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness.

Amend said bill by striking out the whole of section 1 and inserting in place thereof the following: 1. *Authorization.* The school district of Pelham is hereby authorized and empowered at a regular or special meeting duly called for the purpose to raise and appropriate a sum not exceeding $139,926 for the construction of a new school building, including furnishings and equipment, and to incur indebtedness not exceeding the aforesaid amount for said purposes by the issuance of bonds or serial notes. The debt limit aforesaid is hereby authorized despite the provisions of any existing law or statute, provided, however, that if the debt limitation provided in RSA 33:4 is increased then said school district is authorized and empowered to incur indebtedness for the purpose aforesaid within the limits prescribed in RSA 33:4 as increased and in all other respects the issuance and repayment of any bonds or serial notes shall be in accordance with the provisions of RSA 33.

Mr. Vaughan of Newport moved that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion prevailed and House Bill No. 245 was sent to the Secretary of State to be engrossed.

Committee Reports (continued)

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans'

Association, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the resolution by striking out the word "eighteen" in the first line and inserting in place thereof the word, fifteen, so that said resolution as amended will read as follows: That the sum of fifteen hundred dollars for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959, are hereby appropriated for the New Hampshire Veterans' Association for the purpose of repairs and maintenance of the buildings and grounds of said association at the Weirs. The governor is authorized to draw his warrant for the sums hereinabove appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. Walker of Concord explained the amendment.

On a *viva voce* vote, the amendment was adopted, and the bill was ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 11, Joint Resolution for reimbursement to town of Amherst for payments for porcupine bounties, having considered the same, reported the same in new draft and with new caption with the recommendation that the Joint Resolution in its new draft and with its new caption by recommitted to the Committee on Claims.

The report was accepted.

House Joint Resolution No. 11, in new draft and with new caption, was read a first and second time, laid upon the table for printing and recommitted to the Committee on Claims.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out the words, "seven hundred and fifty," in the first line and inserting in

place thereof the words, five hundred, so that said resolution as amended shall read as follows:

That the sum of five hundred dollars is hereby appropriated to reimburse Howard L. Cass of Campton for damages sustained by him in an accident on a state road. The sum hereby appropriated shall be a charge on the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Introduction of Guest

The Speaker introduced Signor Vitelli, Italian Consul-General of Boston.

Committee Reports (continued)

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlburt, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mrs. Griffin of Auburn, for the Committee on Judiciary, to whom was referred House Bill No. 43, An Act to provide for absentee voting at primaries, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

At the request of Mr. McMeekin of Haverhill, Mr. Green of Manchester explained the reasons why the Committee on Judiciary reported the bill as inexpedient to legislate.

Mr. McMeekin of Haverhill moved that House Bill No. 43 be recommitted to the Committee on Judiciary.

The question being on the motion.

Mr. McMeekin of Haverhill spoke in favor of the motion.

On a *viva voce* vote it appeared that the motion to recommit did not prevail.

Mr. McMeekin of Haverhill requested a division.

A division being had, 171 members having voted in the affirmative and 159 members having voted in the negative, the motion prevailed and House Bill No. 43 was recommitted to the Committee on Judiciary.

Mrs. Martin of Littleton, for the Committee on Judiciary, to whom was referred House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred House Bill No. 162, An Act relating to absentee voting, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Green of Manchester explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Bennett of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 188, An Act to authorize appointment of commissioner of public works and highways as agent for service of process on nonresident contractors, having considered the same, reported the same in new draft and with new title with the recommendation that the bill in its new draft, and with its new title, be recommitted to the Committee on Judiciary.

The report was accepted.

House Bill No. 188 in its new draft and with its new title, was read a first and second time, laid upon the table for printing and recommitted to the Committee on Judiciary.

Mr. Jones of Lebanon, for the Committee on Judiciary, to whom was referred House Bill No. 235, An Act providing penalty for false bomb scares, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out all after the word "five" in the fifth line and inserting in place thereof the words, hundred dollars or imprisoned for not more than one year, or both, so that said section as amended shall read as follows:

1. *False Reports.* Amend RSA 572 by inserting after section 49 (supp) as inserted by 1955, 116:1 the following new

section: 572:50. *Bomb Scare.* Whoever, intentionally and without reasonable cause, makes or causes to be made by telephone a false alarm or false report relative to bombs shall be fined not more than five hundred dollars or imprisoned for not more than one year, or both.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend RSA 178:3-a as inserted by section 1 of the bill by inserting after the word "town" in the third line the words, if such restaurant also holds a permit provided under RSA 181:4, so that said section as amended shall read as follows:

178:3-a. *Licenses for Restaurants.* The commission may issue a license to any first class restaurant in any town, if such restaurant also holds a permit provided under RSA 181:4, which shall entitle the licensee to sell liquor by the glass and fortified wines by the bottle, if the cork is drawn, with meals in the restaurant; said liquor and/or fortified wines to be consumed with meals in the approved dining rooms of said restaurant only. The determination of what is a first class restaurant is to be within the discretion of the commission. Licenses shall be granted only to such restaurants as the commission at their discretion shall approve and then only to such restaurants as can show the commission on forms and under regulations prescribed by the commission that at least sixty per cent of the gross sales shall fall within the category of food. Annually thereafter or as may seem necessary the commission shall review each license and/or each application for renewal on the conditions stated in this section. No license shall be granted to any restaurant under the provisions of this section in any town or city that has voted to prohibit the sale of alcoholic beverages within its confines.

The undersigned, a minority of the Committee on Liquor Laws, to whom was referred Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restau-

rants, having considered the same, and being unable to agree with the majority, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

HARRY S. TOWNSEND,
For the Minority.

The reports were accepted.

Mr. Townsend of Lebanon moved that the report of the minority "inexpedient to legislate" be substituted for that of the majority "that the bill as amended ought to pass."

The question being on the motion.

(Discussion ensued)

Mr. Townsend of Lebanon spoke in favor of the motion.

Mr. Murch of Portsmouth spoke against the motion.

Mr. Eldredge of Exeter moved that further consideration of Senate Bill No. 62 and pending amendment be indefinitely postponed.

The question being on the motion to indefinitely postpone.

(Discussion ensued)

Mr. Eldredge of Exeter spoke in favor of the motion.

At 12:35 o'clock the Chair declared a recess until 1:20 o'clock.

Recess

After Recess

The House reconvened at 1:20 o'clock.

The question being on the motion that further consideration of Senate Bill No. 62 and pending amendment be indefinitely postponed.

(Discussion ensued)

Mr. Plumer of Bristol spoke against the motion.

Mr. Porter of Lebanon spoke in favor of the motion.

(Mr. Crosby of Hillsborough in the Chair)

Mr. Foote of Portsmouth spoke against the motion.

Mr. Varrell of Laconia spoke in favor of the motion.

(Speaker in the Chair)

Messrs. Young of Pittsfield, McGee of Lincoln and Mrs. Ayer of Pittsfield spoke against the motion.

Messrs. Clement of Rochester, Cole of Lebanon, Rowell of

Newport, Pilisbury of Manchester and Mrs. Currier of Rochester spoke in favor of the motion.

Messrs. Comi of Concord, Angus of Claremont and Nickerson of Goffstown spoke against the motion.

(Mr. Craig of Manchester in the Chair)

Mr. Pickett of Keene spoke against the motion.

(Speaker in the Chair)

Mr. Deans of Milford spoke in favor of the motion.

Mr. Stevenson of Bethlehem spoke against the motion.

The question being on the motion that further consideration of Senate Bill No. 62, with pending amendment, be indefinitely postponed.

Mr. Robb of Manchester demanded the yeas and nays and the roll was called with the following result:

Yeas, 165

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of Bedford, Hambleton, Jennings, Poore, Adams of Greenfield, Pickering, Williams of Hollis, Warren, Ainley, Pillsbury, Martel of Manchester, ward 3, Clancy, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Cooper, Cummings, Ramsdell, Saunders, Sweeney, Dumais, Lock, Thompson of New Ipswich, Dutton, Rice, Eastman of Weare, Bardol, Hines.

CHESHIRE COUNTY: Washburn, Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Winch, McCullough, Wheeler, Bennett, Codding, Faulkner, Farr, Oliver, Ostlund, Kershaw, Terry, Ingham.

SULLIVAN COUNTY: Frizzell, Davis of Cornish, Reney, Karr of Newport, Rowell, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Graham of Canaan, Sanborn of Enfield, Hayward, Morse, Adams of Lebanon, Cole, Porter, Townsend, Whipple, Collyer, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Anderson.

COOS COUNTY: Alls, Cornelius, Swett of Lancaster, Placy, Taylor.

ROCKINGHAM COUNTY: Griffin, Persson, Shattuck, Clark of Derry, Eastman of Exeter, Eldredge, Merrill, Rathbone, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Ken-

sington, Parmenter, Cheney of Newton, Carter, Perkins, Hayes, Wardwell.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Webb, Brown of Durham, Littlehale, Stearns, Drew, Moulton, Rolfe, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Robertson, Lacaillade, McCarthy, Tilton, Lucier, Burbank, Varrell, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Thompson of Effingham, Lamprey, Nickerson of Tamworth.

MERRIMACK COUNTY: Phelps, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Davis of Concord, Henry, Cheney of Concord, White of Concord, Lessels, Tiffany, Saltmarsh, Cilley, Walker, Mahoney, Sargent, Nutter, Burke of Franklin, Ayotte, Leonard, Carpenter, Mason, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Ayer, Chadwick, Bigelow.

Nays, 176

HILLSBOROUGH COUNTY: Nickerson of Goffstown, Fortin, Crosby, Abbott, Gallagher, Paul, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Geisel, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Smith of Manchester, Walsh, Callahan, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7, Paradis, Tessier, Bonenfant, Champagne, Craig, Delisle, Cary, Morris, Bergeron, Kearns, King, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Christy, Crowley, LeClerc of Manchester, ward 14, Belcourt, Ayers, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Dugas, Latour, Sabluski, Bouthillier, Street.

CHESHIRE COUNTY: Haley, Terrill, Brown of Keene, Pickett, Tolman, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Congdon, Ballam, Galloway, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Russell of Claremont, Angus, Monblo, Nahil, D'Amante, Desnoyer, Simms, Riley, Brown of Newport, Vaughan of Newport.

GRAFTON COUNTY: Stevenson, Plumer, Willey, Peabody, Nettleton, Bradley, Duke, Monahan, Larty, McMeekin, Chamberlain, Jones, McGee, Armstrong, Barney, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Heath, Graham of Gorham, Bushey, Hersom, Richardson, Stinson.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Bisbee, Stancik, Nickerson of East Kingston, Blair, Mott, LaBranche, Sewall, Barrett, Dondero, Payette, Wood, Foote, Murch, Dame, Joyce, Russell of Portsmouth, Landrigan, Haigh, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Blanchette, Desjardins, LaBonte, Connell, Murphy, Gilman, Dawson, Lacasse of Rochester, St. Pierre, Valliere, Maloomian, Cormier, Hebert of Somersworth.

BELKNAP COUNTY: Morin, Simoneau, Karagianis, Dana, Miner.

CARROLL COUNTY: Willmott, Peaslee of Wakefield, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Allen, Lafford, Gibson, Corbett, O'Neil, Barnard, Comi, Rufo, Broadhurst, Kenney, Woodbury, Young.

Pairs

Miss Spollett of Hampstead voting Yes; paired with Mr. Healy of Manchester voting No.

Mr. Dunnington of Dover voting Yes; paired with Mr. Casey of Manchester voting No.

Mr. Kidder of Shelburne voting Yes; paired with Mr. Ecker of Manchester voting No.

Mr. Potter of Milan voting Yes; paired with Mr. Hebert of Manchester Ward 8, voting No.

Mr. Gay of Derry voting Yes; paired with Mr. Hebert of Manchester, Ward 12, voting No.

Mrs. Record of Nashua voting Yes; paired with Mr. Morrison of Dover, Ward 4, voting No.

Mrs. Palmer of Plaistow voting Yes; paired with Mr. Jean of Nashua voting No.

Mrs. Bucklin of Bridgewater voting Yes; paired with Mr. Roy of Berlin voting No.

Mr. Battles of Kingston voting Yes; paired with Mr. Crandall of Dover voting No.

Mrs. Lord of Gilford voting Yes; paired with Mr. Pinkham of Northwood voting No.

Mr. Peever of Salem voting Yes; paired with Mr. Beamis of Somersworth voting No.

Mr. Maxham of Concord voting Yes; paired with Mr. O'Shan of Laconia voting No.

Mr. Baron of Allenstown voting Yes; paired with Mr. DuDevoir of Hooksett voting No.

Mr. Bunton of Dunbarton voting Yes; paired with Mr. Mulaire of Hooksett voting No.

Mr. Gay of New London voting Yes; paired with Mr. Burke of Manchester, Ward 7, voting No.

And the motion to indefinitely postpone did not prevail.

The question being on the motion of Mr. Townsend of Lebanon that the report of the minority "inexpedient to legislate" be substituted for that of the majority "that the bill as amended ought to pass."

On a *viva voce* vote the motion to substitute did not prevail.

The question being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted.

Mr. Stevenson of Bethlehem offered the following further amendment to Senate Bill No. 62:

Amend RSA 178:3-a as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

178:3-a. *Licenses for Restaurants.* The commission may issue a license to any first class restaurant in any town, if such restaurant also hold a permit provided under RSA 181:4, which shall entitle the licensee to sell liquor by the glass and fortified wines by the bottle, if the cork is drawn, with meals at tables only in the restaurant; said liquor and/or fortified wines to be consumed with meals at tables only in the approved dining rooms of said restaurant. Minimum charge for said meals shall be not less than one dollar each.

The determination of what is a first class restaurant is to be within the discretion of the commission. Licenses shall be granted only to such restaurants as the commission at its discretion shall approve and then only to such restaurants as can show the commission on forms and under regulations prescribed by the commission that at least sixty per cent of the gross sales shall fall within the category of food. Annually thereafter or as may seem necessary the commission shall review each license and/or each application for renewal on the conditions stated in this section. No license shall be granted to any restaurant under the provisions of this section in any town or city that has voted to prohibit the sale of alcoholic beverages within its confines.

Mr. Stevenson of Bethlehem spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

Mrs. Frizzell of Charlestown offered the following further amendment to Senate Bill No. 62:

Further amend said bill by adding the following section: 178:3c — Every restaurant holding a license under 3a of this shall provide separate dining rooms, within only one of which beer, liquor and fortified wines may be served and from which minors shall be excluded.

The question being on the amendment.

(Discussion ensued)

Mrs. Frizzell of Charlestown spoke in favor of the amendment.

Mr. Kearns of Manchester spoke against the amendment.

On a *viva voce* vote it appeared that the negative prevailed.

Mrs. Frizzell of Charlestown requested a division.

A division being had, 118 members having voted in the affirmative, and 197 members having voted in the negative, the amendment was not adopted.

The question being, Shall the bill be read a third time?

Mr. McCullough of Keene demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 181

CHESHIRE COUNTY: Haley, Terrill, Winch, Brown of Keene, Pickett, Tolman, Yardley, Eaton of Stoddard, Bouvier, Congdon, Ballam, Galloway, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Russell of Claremont, Angus, Monblo, Nahil, D'Amante, Desnoyer, Simms, Riley, Brown of Newport, Vaughan of Newport.

GRAFTON COUNTY: Stevenson, Plumer, Willey, Peabody, Nettleton, Bradley, Duke, Monahan, Larty, McMeekin, Chamberlain, Jones, McGee, Armstrong, Barney, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Heath, Graham of Gorham, Bushey, Hersom, Richardson, Stinson.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Bisbee, Gay of Derry, Stancik, Nickerson of East Kingston, Blair, Mott, Labranche, Sewall, Barrett, Dondero, Payette, Wood, Foote, Murch, Dame, Joyce, Russell of Portsmouth, Landrigan, Haigh, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Blanchette, Wiggin of Dover, Desjardins, LaBonte, Connell, Morrison, Murphy, Brown of Durham, Gilman, Dawson, Lacasse of Rochester, St. Pierre, Valliere, Maloomian, Cormier.

BELKNAP COUNTY: Haggett, Morin, Simoneau, Karagianis, Dana, Miner.

CARROLL COUNTY: Roberts, Willmott, Peaslee of Wakefield, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Allen, Lafford, Gibson, Corbett, O'Neil, Barnard, Comi, Rufo, Broadhurst, Kenney, DuDevoir, Woodbury, Young.

HILLSBOROUGH COUNTY: Fortin, Crosby, Abbott, Gallagher, Paul, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Geisel, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Smith of Manchester, Walsh, Callahan, Clancy, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7, Paradis, Tessier,

Bonenfant, Champagne, Craig, Delisle, Cary, Morris, Bergeron, Kearns, King, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Christy, Crowley, LeClerc of Manchester, ward 14, Belcourt, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Dugas, Latour, Sabluski, Bouthillier, Mailloux, Street.

Nays, 166

CHESHIRE COUNTY: Washburn, Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Winch, McCullough, Wheeler, Bennett, Codding, Faulkner, Farr, Oliver, Östlund, Swett of Sullivan, Kershaw, Terry, Ingham.

SULLIVAN COUNTY: Frizzell, Bradbury of Claremont, Davis of Cornish, Reney, Karr of Newport, Rowell, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Bucklin, Graham of Canaan, Sanborn of Enfield, Hayward, Morse, Adams of Lebanon, Cole, Porter, Townsend, Whipple, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Anderson.

COOS COUNTY: Alls, Cornelius, Swett of Lancaster, Placey, Taylor.

ROCKINGHAM COUNTY: Griffin, Persson, Tenney, Shattuck, Clark of Derry, Eastman of Exeter, Eldredge, Merrill, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Parmenter, Cheney of Newton, Carter, Perkins, Palmer, Hayes, Wardwell.

STRAFFORD COUNTY: Berry, Leighton, Dunnington, Webb, Littlehale, Stearns, Drew, Moulton, Rolfe, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Matheson, Robertson, Lacaillade, McCarthy, Tilton, Lucier, Burbank, Varrell, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Thompson of Effingham, Lamprey, Nickerson of Tamworth.

MERRIMACK COUNTY: Phelps, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Davis of Concord, Henry, Cheney of Concord, White of Concord, Lessels, Tiffany, Saltmarsh, Cilley, Walker, Mahoney, Sargent, Bunten, Nutter, Burke of Franklin, Ayotte, Leonard, Carpenter, Mason, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Ayer, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of Bedford, Hambleton, Jennings, Poore, Adams of Greenfield, Pickering, Williams of Hollis, Warren, Ainley, Pillsbury, Martel of Manchester, ward 3, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Cooper, Cummings, Ramsdell, Saunders, Sweeney, Dumais, Locke, Thompson of New Ipswich, Dutton, Rice, Eastman of Weare, Bardol.

And the bill was ordered to a third reading.

Postponement

Mr. McMeekin of Haverhill moved that the remaining items of business on today's calendar be postponed to Tuesday, March 26.

On a *viva voce* vote it appeared that the motion prevailed.

Mr. Clement of Rochester requested a division.

A division being had, the results were so manifestly in the affirmative that the motion prevailed.

On motion of Mr. Pickett of Keene the House adjourned from the morning session.

Afternoon Session

Mr. Pickett of Keene moved that the rules be suspended to permit third reading of bills by title only, third reading of resolutions by caption only, and that when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

On a *viva voce* vote the motion prevailed.

Third Readings

Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants, was read a third time, passed and sent to the Honorable Senate for concurrence in the amendments adopted by the House.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings (continued)

The following bills and joint resolutions were severally read a third time and passed, and sent to the Senate for concurrence.

House Bill No. 235, An Act providing penalty for false bomb scares.

House Bill No. 162, An Act relating to absentee voting.

House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail.

House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlbert.

House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass.

House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans' Association.

House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

On motion of Mrs. Ainley of Manchester the House adjourned at 4:36 o'clock.

TUESDAY, MARCH 26, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Lord God, grant that we may understand our duty to Thee and to our people. Thou hast blessed us with the noble powers, and we pray that Thou wilt teach us to use them to seek the good. Enlighten us, we pray, as we approach this sacred task today.

Give to our leaders faith in our way of life. Give to them faith in the people. Give them the deep desire to do whatever is for the good of all. Give them the courage and strength to make personal sacrifices for what they know is right, through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Martin of Littleton led the Convention in the salute to the flag.

House

Introduction of Guests

The Speaker introduced the following as guests of the House:

Divisions H and E of the seventh grade of the Parker School of Concord, sponsored by Mr. Cilley of Concord.

The Junior and Senior classes of the Coe-Brown Northwood Academy, sponsored by Mr. Pinkham of Northwood.

The Republican women of Strafford County, sponsored by Mrs. Brown of Durham.

A group from Portsmouth Senior High School, sponsored by the Portsmouth Delegation.

Grade 8 of the Barrington Grade School, sponsored by Mrs. Berry of Barrington.

The Junior and Senior classes of Vilas High School of Alstead, sponsored by Mr. Washburn of Alstead.

The 8th grade of the Hooksett Village School, sponsored by Mr. Mullaire of Hooksett.

The 8th grade of the Loudon School, sponsored by Mr. Jenkins of Loudon.

Miss Dorothy Chandler, sponsored by her father, Mr. Chandler of Bartlett.

Leaves of Absence

Mr. Rix of Dummer was granted a leave of absence for the week on account of illness.

Mr. Matheson of Center Harbor was granted a leave of absence for the day on account of important business.

Mrs. Ramsdell of Nashua was granted a leave of absence for the week on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Willey of Campton, House Bill No. 377, An Act relative to investigation of subversive activities. To the Committee on Judiciary.

By Mr. Belcourt of Nashua, House Bill No. 378, An Act relative to penalty for violating parking signs at court house property. To the Committee on Municipal and County Government.

By Mr. Pryor of Ashland, House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual. To the Committee on Executive Department and Administration.

By Mr. Danforth of Manchester, House Bill No. 380, An Act relative to reports by labor unions of receipts and expenditures. To the Committee on Labor.

By Mr. Barnard of Concord, House Bill No. 381, An Act relative to call and demand transportation of passengers by motor vehicles. To the Committee on Transportation.

By Miss Loizeaux of Plymouth, House Bill No. 382, An Act relative to registers to be kept of guests at camps. To the Committee on Executive Departments and Administration.

Committee Reports

Mr. Vaughn of Bow, for the Committee on Municipal and County Government, to whom was referred House Bill No. 96, An Act relating to the Pembroke Street Village District, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Monahan of Hanover, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 22, An Act to promote forest conservation, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Burbank of Laconia, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Rice of Peterborough, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 35, Joint Resolution relative to control of the Dutch elm disease, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of fifty thousand dollars is hereby appropriated for the fiscal year ending June 30, 1958 and a like sum is hereby appropriated for the fiscal year ending June 30, 1959 to be expended as follows and for the following purposes. The sums hereby appropriated shall be expended by the state treasurer to reimburse any town or city whose program of control of the Dutch elm disease has been first approved by the state department of agriculture, to the extent of one dollar for each dollar expended by said town or city, provided that at no time shall the state's contribution from these funds exceed one thousand dollars to any one town or city in any one calendar year. The appropriation hereunder shall not lapse but shall be a continuing appropriation. The governor is authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Taken from the Table Under Rule 48

House Bill No. 121, An Act relating to municipal water works, was taken from the table.

The question being on the amendment as printed on pages 16 and 17 of the Journal for Friday, March 15.

On a *viva voce* vote, the amendment was adopted, and the bill was ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the section numbered 101:18 as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following:

101:18. *Financing Retroactive Coverage.* The amounts payable by the state, or a political subdivision, into the contribution fund with respect to services performed in positions covered by the teachers' retirement system after December 31, 1955, and prior to July 1, 1957, are hereby made a charge upon any unexpended amounts provided by the state for the fiscal years beginning on July 1, 1956 and July 1, 1957 and any contributions payable for said period by any political subdivision, for the purposes of the teachers' retirement system. As soon as such amounts shall be ascertained, the state agency shall certify such amounts payable to the contribution fund to the trustees who shall cause said amounts to be paid into the contribution fund. The amounts equal to the tax which would be imposed by section 3101 of the Federal Insurance Contribution Act with respect to said period of service shall be deducted from the respective individual accounts held for the members of the teachers' retirement system in the teacher annuity savings fund unless a teacher within 10 days after the date coverage is extended hereunder deposits an amount equal to such tax due on her account in the teachers' retirement system for payment to the contribution fund and each teacher who fails to make such deposit shall be deemed to consent and agree to the deduction from her account as a condition of her coverage hereunder.

Correct the figure "92:1" where it occurs in the second line of section 2 by striking out said figure and inserting in place thereof the following: 301, part II:2.

The report was accepted.

The question being on the amendment offered by the committee.

(Discussion ensued)

Messrs. Vaughan of Newport, Angus of Claremont, Pillsbury of Manchester, Young of Pittsfield and Mrs. Dondero of Portsmouth all spoke against the amendment.

Messrs. Walker of Concord and Fortier of Berlin spoke in favor of the amendment.

The Mesdames Berry of Barrington and Brungot of Berlin spoke in favor of the amendment.

(Mr. Gay of New London in the Chair)

Mr. Sanborn of Hampton Falls spoke in favor of the amendment.

(Speaker in the Chair)

Mr. Pickett of Keene spoke against the amendment.

Miss Loizeaux of Plymouth and Messrs. Cole of Lebanon and McMeekin of Haverhill spoke in favor of the amendment.

Personal Privilege

The Chair recognized Mr. Pillsbury of Manchester on a point of personal privilege.

Mrs. Atwood of Sanbornton spoke in favor of the amendment.

The question being on the amendment.

Mr. Vaughan of Newport requested a division.

A division being had, 158 members voted in the affirmative and 155 members voted in the negative.

Mr. Pillsbury of Manchester demanded the yeas and nays, and the roll was called with the following result:

Yeas, 165

HILLSBOROUGH COUNTY: Jennings, Poore, Fortin, Pickering, Crosby, Williams of Hollis, Ainley, Green, Soucy of Manchester, ward 1, Dwyer, Smith of Manchester, O'Connor, LeClerc of Manchester, ward 7, Tessier, Gilmartin, Nalette, Soucy of Manchester, ward 12, Gauthier, Gelinas, Lesmerises,

Thibodeau, Falconer, Cooper, Cummings, Saunders, Record, Belcourt, Ayers, Maynard, Dionne of Nashua, Rice, Street, Eastman of Weare.

CHESHIRE COUNTY: Post, Gordon, Spofford, Haley, McCullough, Codding, Tolman, Yardley, Bouvier, Kershaw, Ballam, Terry.

SULLIVAN COUNTY: Frizzell, Monblo, D'Amante, Desnoyer, Davis of Cornish, Rowell.

GRAFTON COUNTY: Pryor, Bucklin, Sanborn of Enfield, Nettleton, Duke, Monahan, McMeekin, Morse, Chamberlain, Cole, Townsend, Whipple, Martin, Haskins, Bell, Loizeaux, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Graham of Gorham, Cornelius, Stinson, Gould, Taylor.

ROCKINGHAM COUNTY: Griffin, Prescott, Persson, Shattuck, Bisbee, Clark of Derry, Stancik, Eastman of Exeter, Eldredge, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Mott, Carter, Perkins, Joyce, Wardwell, Landrigan, Haigh, Felch.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Desjardins, LaBonte, Dunnington, Webb, Brown of Durham, Littlehale, Drew, Francoeur, Dawson, Moulton, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Haggett, Lord, Robertson, Lacaillade, McCarthy, Simoneau, Tilton, Lucier, Burbank, O'Shan, Varrell, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Roberts, Thompson of Effingham, Lamprey, Peaslee of Wakefield, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Baron, Kenevel, Vaughn of Bow, Bates, Allen, Lafford, Davis of Concord, Gibson, Lessels, Saltmarsh, Barnard, Maxham, Walker, Rufo, Bunten, Nutter, Broadhurst, Mason, Mulaire, Wilman, Chadwick, Bigelow.

Nays, 170

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of

Bedford, Hambleton, Adams of Greenfield, Abbott, Gallagher, Paul, Warren, Pettigrew, Danforth, Dewey, Geisel, Pillsbury, Robb, Nerbonne, Kelley of Manchester, Nolan, Winston, Betley, Callahan, Clancy, Ecker, Healy of Manchester, ward 6, Champagne, Delisle, Kearns, King, Hurley, Lafond, Philibert, Crowley, Eaton of Mason, Peaslee of Merrimack, Deans, Trombly, Brosnahan, Dufour, Marcoux, Chartrain, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Locke, Thompson of New Ipswich, Mailloux, Dutton, Bardol.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Terrill, Winch, Wheeler, Bennett, Brown of Keene, Farr, Pickett, Oliver, Ostlund, Eaton of Stoddard, Congdon, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Nahil, Riley, Brown of Newport, Karr of Newport, Vaughan of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Stevenson, Plumer, Willey, Graham of Canaan, Peabody, Bradley, Hayward, Larty, Adams of Lebanon, Jones, Porter, McGee, Collyer, Armstrong, Kelley of Littleton, Barney.

COOS COUNTY: Roy, Heath, Alls, Keough, Swett of Lancaster, Bushey, Hersom, Richardson.

ROCKINGHAM COUNTY: White of Atkinson, Tenney, Batchelder, Gay of Derry, Nickerson of East Kingston, Blair, Merrill, Rathbone, Spollett, Battles, Labranche, Sewall, Cheney of Newton, Palmer, Barrett, Dondero, Payette, Sadler, Wood, Foote, Hayes, Murch, Dame, Russell of Portsmouth, Peever, Willis, Thorndike.

STRAFFORD COUNTY: Blanchette, Stearns, Gilman, Rolfe, Maxfield, Nelson of Rochester, Valliere, Beamis, Malley.

BELKNAP COUNTY: Rollins, McAllister, Morin, Karagianis, Dana, Metcalf.

CARROLL COUNTY: Davis of Conway, Hill, Wilmott, Nickerson of Tamworth.

MERRIMACK COUNTY: Phelps, Moore, Turner, Henry, Cheney of Concord, White of Concord, Corbett, Cilley, Mahoney, Sargent, Burke of Franklin, Ayotte, Leonard, Carpen-

ter, DuDevoir, Jenkins, Gay of New London, Woodbury, Ayer, Young.

Pairs

Mrs. Reney of Grantham voting Yes, paired with Mr. Walsh of Manchester, ward 5, voting No.

And the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Angus of Claremont moved that the rules be so far suspended as to permit House Bill No. 270 to be put on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 270.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 184, An Act relative to the taking of pheasants, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lacasse of Berlin, for the Committee on Labor, to whom was referred House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the words "said third member" in the fourteenth line and inserting in

place thereof the words, the three members of the appeal tribunal, so that said section as amended shall read as follows:

1. *Appeals Board; Employees in Public Works.* Amend RSA 280:3 (supp) as amended by 1955, 323:1 by striking out the whole thereof and inserting in place thereof the following: 280:3. *Appeal.* Within fifteen days after such wage rates shall be determined in accordance with the provisions of the preceding sections 1 and 2, such rates may be appealed by an association of employees or employers, any two citizens of the state, or any public awarding agency, such appeal to be heard before a board of three, constituted as follows: The governor and council shall appoint two members for a term of two years each. Employers and organized employees in the construction industry shall each be represented on said board. The third member of said board shall be appointed by the first two members, and in case the two cannot agree on the third member within thirty days after their own appointment, said third member shall be appointed by the governor and council. The three members of the appeal tribunal shall be paid a fee of twenty dollars per day for each day of actual attendance of called meetings of the appeal tribunal and shall also be reimbursed for necessary travel and other necessary expenses. If while an appeal is pending any member of the appeal board, by reason of illness, absence from the state or otherwise, is unable to perform his duties, the governor shall appoint a person to act in his stead with respect to that appeal then pending. Upon the filing of an appeal hereunder, the appeal board shall fix a time and place for a public hearing thereon to be held not later than seven days after filing of the appeal, Saturdays, Sundays and holidays excepted; and the commissioner of labor shall give written notice thereof to any public awarding agencies concerned, and to all interested associations and organizations of employers and employees in the construction industry deemed by him to be affected by the appeal. Within forty-eight hours after adjournment of the hearing, the board shall submit its decision in writing to the commissioner of labor who shall forward copies thereof to all parties deemed by him to be interested in the appeal and affected thereby.

The report was accepted and the Clerk proceeded to read the amendment.

On motion of Mr. Angus of Claremont, further reading of the amendment was dispensed with.

On a *viva voce* vote, the amendment was adopted, and the bill referred to the Committee on Appropriations under the rules.

Mr. Dufour of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957 having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wheeler of Keene, for the Committee on Municipal and County Government, to whom was referred House Bill No. 267, An Act relative to the regulations and licensing of coin operated machines, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. White of Atkinson, for the Committee on Municipal and County Government, to whom was referred House Bill No. 352, An Act legalizing the proceedings of the town meeting held in Atkinson March 12, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Kidder of Shelbourne, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty thousand dollars is hereby appro-

priated to be expended under the direction of the Commissioner of Public Works for the purpose of the reconstruction of Fort at Number Four as an historical monument, under the following provisions: (a) the money so appropriated shall be expended for construction only (b) the full amount of twenty thousand dollars shall be available for the project when the Old Fort Number Four Association have completed construction to the amount of forty thousand dollars provided such construction has been completed by February 1, 1959. The governor is authorized to draw his warrants for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Phelps of Andover, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 274, An Act relative to powers and duties of arborists, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Postponement

Mr. McMeekin of Haverhill moved that the remaining items of business on today's calendar be postponed until Thursday, March 28.

On a *viva voce* vote the motion prevailed.

Resolutions

Messrs. Willey of Campton, Larty of Haverhill and Duke of Hanover offered the following Concurrent Resolution:

Resolved by the House of Representatives, the Senate concurring:

Resolved, That the General Court of New Hampshire urges the Congress of the United States to provide that the so-called Portsmouth Air Base, located in Newington, New Hampshire, be named and hereafter be known as the Pease Air Force Base, in honor of Harl Pease, Jr., holder of the Congressional Medal of Honor and the Distinguished Flying Cross, be it further

Resolved, That the Secretary of State transmit certified copies of this resolution to the Senators and Representatives of New Hampshire in the Congress, and to the Speaker of the House of Representatives and the President of the Senate of the United States.

The Concurrent Resolution was referred to the Committee on Military and Veterans' Affairs.

Mr. Kershaw of Swanzey offered the following resolution:

Whereas, Mark H. Carlton of Swanzey has passed away, and

Whereas, he was a former member of the House of Representatives for two terms, therefore, be it

Resolved, That we, the members of the House of Representatives, pay tribute to his services to his town and state, and extend our heartfelt sympathy to his family in its bereavement, and be it further

Resolved, That the Clerk of the House transmit to his widow a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Pickett of Keene offered the following resolution:

Whereas, the Northeast Airlines did demonstrate their newest airplane to many of the people of New Hampshire on Monday, March 25, 1957 and

Whereas, Northeast Airlines has contributed substantially to the overall economy of the state of New Hampshire industrially and in the field of recreation by linking New Hampshire and its communities with the rest of this nation and the world, therefore be it

Resolved, That we extend to Northeast Airlines our deep appreciation of their contribution to our economy and our best wishes for their total success in their newest endeavor, and be it further

Resolved, That copies of these resolutions be sent to the Civil Aeronautics Board in Washington, D. C. and to the office of the Northeast Airlines in Boston, Massachusetts.

On a *viva voce* vote the resolution was adopted.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 88, An Act relative to decrees and certificates of adoption.

Senate Bill Read and Referred

Senate Bill No. 88, An Act relative to decrees and certificates of adoption, was read a first and second time and referred to the Committee on Judiciary.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled joint resolution, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Joint Resolution No. 12, Joint Resolution relating to the town of Gilsum.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of seven hundred and forty-five dollars ($745) is hereby appropriated to reimburse the town of Gilsum for the judgment assessed against said town and legal fees and costs incurred in defense thereof. The sum hereby appropriated shall be a charge upon the highway funds.

Mr. Pickett of Keene moved that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion prevailed and House Joint Resolution No. 12 was sent to the Secretary of State to be engrossed.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll county.

House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds.

House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River watersheds.

House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways.

Reports of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 104, An Act relative to the evasion of tolls and charges on use of highways and bridges.

House Bill No. 193, An Act relating to committal to jail for the non-payment of taxes.

House Bill No. 361, An Act providing for an additional appropriation for expenses of the legislature.

Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll County.

House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds.

House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River watersheds.

House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways.

The reports were accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

Third Readings

The following bills were severally read a third time, passed and sent to the Senate for concurrence.

House Bill No. 274, An Act relative to powers and duties of arborists.

House Bill No. 352, An Act legalizing the proceedings of the town meeting held in Atkinson, March 12, 1957.

House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957.

House Bill No. 184, An Act relative to the taking of pheasants.

House Bill No. 121, An Act relating to municipal water works.

House Bill No. 96, An Act relating to the Pembroke Street Village District.

On motion of Mrs. Blanchette of Dover the House adjourned at 1:35 o'clock.

WEDNESDAY, MARCH 27, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend Albert B. Kettell of the East Congregational Church of Concord.

Gracious God, our Father, we recognize Thee as the source of all that makes our human lives worth while. We know that apart from Thee we can do nothing. Help us to realize too, that with Thee — with our lives open to the streams of love and light and power which Thou art continually sending toward us — we can accomplish great things for Thee and for our fellow men. Help us so to be receptive to Thee; and give to us not only of Thy light for our path, but also the courage to live by the light we already have, — to stand for the right as we understand it. So may Thy purposes for us all be brought nearer to fulfillment as we face the responsibilities which this day brings to us. Through Jesus Christ, our Lord. Amen.

Salute to the Flag

Mrs. Davis of Concord led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Grade 6 of the Eastman School of Concord as guests of the House, sponsored by Mrs. Davis of Concord.

Leaves of Absence

Messrs. Chadwick of Sutton and Mott of Newington were granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Bisbee of Derry, House Bill No. 383, An Act providing for retirement benefits for widows and mothers of policemen. To the Committee on Executive Departments and Administration.

By Mr. Heath of Clarksville, House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville. To the Committee on Executive Departments and Administration.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 54, An Act relative to dogs at large.

Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year.

Senate Bill No. 59, An Act relative to borrowing by cities and towns.

Senate Bill No. 70, An Act relative to investments by domestic life insurance companies.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 54, An Act relative to dogs at large. To the Committee on Fish and Game.

Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year. To the Committee on Municipal and County Government.

Senate Bill No. 59, An Act relative to borrowing by cities and towns. To the Committee on Municipal and County Government.

Senate Bill No. 70, An Act relative to investments by domestic life insurance companies. To the Committee on Insurance.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following bill:

Senate Bill No. 62, An Act relative to the issuance of licenses for the sale of liquor in restaurants.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 36, An Act relating to payment of tuition by certain school districts.

House Bill No. 73, An Act relative to transfer of permanent policemen who are present members of the state employees' retirement system to the policemen's retirement system.

House Bill No. 74, An Act relative to acceptance of the provisions of the policemen's retirement system.

House Bill No. 139, An Act relating to tuition of elementary and high schools.

House Bill No. 200, An Act relating to acknowledgments.

House Bill No. 202, An Act relating to enforcement of support.

House Bill No. 220, An Act relative to trustee process.

House Bill No. 80, An Act relative to reporting of fires to the state fire marshal.

House Bill No. 206, An Act relative to the Littleton Savings Bank.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bill and House

bills, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

Senate Bill No. 29, An Act amending section 1, chapter 126 of the Laws of 1878 incorporating the Conference of Baptist Ministers in New Hampshire by changing its names and altering its purposes.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act changing the name and altering the purposes of the Conference of Baptist Ministers in New Hampshire.

Mr. Lamprey of Moultonborough moved that the House concur in the amendment offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed and Senate Bill No. 29 was sent to the Secretary of State to be engrossed.

House Bill No. 68, An Act in relation of Union Trust Company.

Amend said bill by striking out the word "section" where it occurs at the beginning of sections 1, 2 and 3 of said bill.

Mr. Haley of Keene moved that the House concur in the amendment offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed and House Bill No 68 was sent to the Secretary of State to be engrossed.

House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expenses.

Amend section 1 of said bill by inserting after the words "provisions herein" in the tenth line the words, from any money in the treasury not otherwise appropriated.

Mr. Broadhurst of Franklin moved that the House concur in the amendment offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed and House Bill No. 160 was sent to the Secretary of State to be engrossed.

Report of Committee on Engrossed Bills

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants.

The report was accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time and when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

Qualified

Mr. Blaisdell of Portsmouth, having appeared before His Excellency, the Governor, on Saturday, March 23rd and Mrs. Sadler of Portsmouth having done so on Tuesday, March 26th, they were duly qualified to take their seats in the House of Representatives.

On motion of Mr. Haley of Keene the House adjourned at 11:22 o'clock.

THURSDAY, MARCH 28, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Lord God, in Thine abundant mercy Thou hast cared for us during the night and brought us safely to this hour. We beseech Thee now to be with Thy servants among us who have fallen ill. May their strength in body and spirit be renewed, that they may take up their work here soon again.

Through these days together flow the refreshing waters of Thy loving kindness, yet we constantly forget the Source. May this moment awaken within us a sense of our dependence upon Thee. Create in us a clean heart and renew a right spirit within us that we may face our daily duty with a firm courage and a tranquil mind. May we learn to know that in loving and serving our fellowmen, we are loving and serving Thee, through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Mahoney of Concord led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Mrs. Robert English, bride of Senator English of District No. 11, as a special guest of the House today.

The Chair also introduced the following as guests of the House:

A group from the Rundlett Junior High School of Concord, sponsored by Mr. Barnard of Concord.

The Junior and Senior classes of Alton High School, sponsored by Mr. Rollins of Alton.

The Problems of Democracy classes of Nashua High School, sponsored by the Nashua Delegation.

Frederick and Elizabeth Brown, students at Mt. Hermon School and Northfield School for Girls, respectively, grandchildren of Mrs. Brown of Durham.

David A. Peterson, Jr., son of Colonel David A. Peterson, Air Attache at the United States Legation in Israel.

Leave of Absence

Mr. Hambleton of Goffstown was granted leave of absence for the day on account of illness.

Introduction of Bills

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Williams of Hollis, House Bill No. 385, An Act relating to access to Silver Lake. To the Committee on Public Works.

By Committee on Rules (Mr. McMeekin of Haverhill) House Bill No. 386, An Act relative to appropriations for the department of public works and highways. To the Committee on Appropriations.

By Committee on Rules (Mr. Tiffany of Concord) House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers. To the Committee on Judiciary.

By Mr. Hunter of Hampton, House Bill No. 388, An Act establishing the New Hampshire State Port Authority. To the Committee on Executive Departments and Administration.

By Mr. Hunter of Hampton, House Bill No. 389, An Act to provide for the establishment of insect and pest control districts. To the Committee on Judiciary.

By Mr. Hambleton of Goffstown, House Bill No. 390, An Act relative to appointment of a chief of police. To the Committee on Municipal and County Government.

By Committee on Rules (Mr. Green of Manchester) House Joint Resolution No. 43, Joint Resolution in favor of Fletcher P. Forsyth. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner the rules were so far suspended as to dispense with the printing of House Joint Resolution No. 43.

By Committee on Rules (Mr. McMeekin of Haverhill) House Joint Resolution No. 44, Joint Resolution providing for supplemental appropriation for recreation division of forestry and recreation. To the Committee on Approriations.

Committee Reports

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of the state, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Blair of Epping, for the Committee on Education, to whom was referred House Bill No. 198, An Act relative to replacements in and extension of the heating plant system at the University of New Hampshire, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Blair of Epping, for the Committee on Education, to whom was referred House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Stratham.* The school district of Stratham is hereby authorized and empowered at a regular meeting called for the purpose to raise and appropriate a sum not exceeding ninety-one thousand dollars for the construction of a new school building, including the acquisition of land, grading, the purchase of furniture and furnishings and equipment and to incur indebtedness not exceeding the above amount for said purpose by the issuance of bonds or serial notes under and by virtue of the provisions of RSA 33 as amended. The debt limit aforesaid is hereby authorized despite any of the provisions of any existing law or statute and shall include any debt presently outstanding; provided, however, that if the district shall so vote it may incur debt to the maximum amount allowed under RSA 33:4, now in force, or in the event such debt limitation is increased then to the amount of such increased debt limitation, and in all other respects the issuance and repayment of any bonds or serial notes shall be in accordance with the provisions of RSA 33.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 158 (in new draft and with new title), An Act relative to membership in board of trustees of state employees' re-

tirement system, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Thompson of Winchester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 258, An Act relative to longevity payments to state employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stancik of Derry, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 312, An Act relative to rights of retired state employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 176, An Act relative to years of service under employees' retirement system, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 69, An Act relative to distribution of supreme court reports, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Young of Pittsfield, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 243, An Act relative to state employees annual and

sick leave, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of the bill by striking out said title and inserting in place thereof the following:

An Act relative to so-called custodial and trade employees of the state.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *State Employees.* Amend paragraph a of RSA 99:2 by striking out the words, "in effect the standard work week for custodial employees is hereby reduced to a basic forty-eight hour week, the three hours per week allowable for compensation to be in the form of overtime that is actually worked," so that said paragraph as amended shall read as follows: a. To the annual salary of those custodial employees regularly working fifty-one hours per week shall be added compensation equivalent to three hours per week, or one hundred fifty-six hours per year.

Further amend said bill by inserting after section 1 the following new section to read as follows:

2. *Trade Employees.* Amend paragraph b of RSA 99:2 by striking out the words, "in effect the standard work week for trade employees is hereby reduced to a basic forty hour week, the four hours per week allowable for compensation to be in the form of overtime that is actually worked," so that said paragraph as amended shall read as follows: b. To the annual salary of those trade employees regularly working forty-four hours per week, except those trade employees working on an hourly rate, or straight time at the hourly rate for hours worked over forty for hourly employees, or those employees on salary working less than forty-four hours computed by dividing the weekly rate by forty hours, shall be added compensation equivalent to four hours per week or two hundred eight hours per year.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted.

Laid Upon the Table Under Rule 48

House Bill No. 243, An Act relative to state employees' annual and sick leave, with pending amendment, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, April 4.

Committee Reports

Mr. Kelley of Littleton, for the Committee on Fish and Game, to whom was referred House Bill No. 253, An Act relative to hunting accidents, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Hunting.* Amend RSA 207:37 by striking out the words "five hundred" in the fourth line and inserting in place thereof the words, one thousand, and by striking out the words "for a period of ten years. After ten years from the date of revocation his license to hunt may be restored at the discretion of the director and the commission" in the sixth, seventh and eighth lines, and inserting in place thereof the words, for the remainder of his life, so that said section as amended shall read as follows:

207:37. *Shooting Human Beings.* Any person, while on a hunting trip, or in pursuit of wild animals or wild birds, or in the field, who negligently or carelessly shoots and wounds or kills any human being, shall be fined not more than one thousand dollars or imprisoned not more than twelve months, or both, and in addition thereto his license shall be revoked and he shall not be granted a license to hunt for the remainder of his life. Persons convicted of negligently and carelessly shooting and wounding a human being while hunting in another state shall not be issued a license to hunt in this state.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Committee Report Withdrawn

The Chair announced that the Committee on Insurance had withdrawn its report on House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds.

Committee Reports

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred Senate Bill No. 32, An Act relative to out-of-state parolee supervision, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bloomfield of Claremont, for the Special Committee consisting of the Committees on Judiciary and Military and Veterans' Affairs, to whom was referred House Bill No. 132, An Act establishing the militia, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph I of the section numbered 110-A:7 as inserted by section 1 of said bill by inserting after the words, "marine corps" in the fifth and seventh lines the words, coast guard, so that said paragraph as amended shall read as follows: I. The military staff of the governor shall consist of the adjutant general who shall be the chief of staff and twelve aides-de-camp, four of whom shall be detailed from the national guard and four appointed from those who served in the United States army, navy, marine corps, coast guard or air force in any war. The remaining four may be appointed from officers or former officers of the United States army, navy, marine corps, coast guard or air force, or of the national guard or of the various officers' reserve corps or from civil life.

Amend paragraph II of the section numbered 110-A:7 as inserted by section 1 of said bill by inserting after the words "marine corps" in the fourth line the words, coast guard, and after the word, "navy," in the tenth line the words, or coast guard, so that said paragraph as amended shall read as follows: II. Officers detailed from the national guard shall retain their existing rank, and shall remain subject to duty except as their services may be required by the governor as members of his staff. Officers or former officers appointed from the army, navy, marine corps, coast guard or air force, or from the various officers' reserve corps, shall be of the rank held or last held by them in these organizations, except that if the rank last held by a former officer of the army, marine

corps or air force is lower than colonel, such former officer shall be commissioned in the rank of colonel; and that if the rank last held by a former officer of the navy or coast guard is lower than captain, such former officer shall be commissioned in the rank of captain. Officers appointed from civil life shall be commissioned in the rank of colonel, and shall not thereby be exempted from military duties. The twelve aides-de-camp shall hold office during the pleasure and not exceeding the term of office of the governor.

Amend paragraph II of the section numbered 110-A:8 as inserted by section 1 of said bill by inserting after the words "national guard" in the fifth line the words, or other personnel, so that said paragraph as amended shall read as follows: II. The adjutant general shall be the chief of staff to the governor and shall be the executive head of the adjutant general's department. He may perform any act authorized by this chapter or by the regulations issued pursuant thereto through or with the aid of such officers of the national guard or other personnel as he may designate. He shall exercise and perform all powers, functions and duties which are or may be imposed upon him by the laws and regulations of the United States. It shall be the duty of the adjutant general to direct the planning and employment of the forces of the national guard in carrying out their state military mission; to establish unified command of state forces whenever they shall be jointly engaged; to submit such written reports to the governor as the governor may prescribe; and to perform such other duties as the governor may direct. Whenever the governor and those who would act in succession to the governor under the constitution and laws of the state shall be unable to perform the duties of commander-in-chief, the adjutant general shall command the militia.

Amend paragraph I of the section numbered 110-A:44 as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following: I. For each day's service when ordered into the active service of the state, each commissioned officer, warrant officer, non-commissioned officer and enlisted man of the national guard shall be paid at the same rate of pay as that designated in the pay tables of the armed forces of the United States for officers, warrant

officers, non-commissioned officers and enlisted men of corresponding rank and grade and length of service.

Amend paragraph III of the section numbered 110-A:54 as inserted by section 1 of said bill by inserting after the word "withholding" in the second line the words, of privileges, so that said paragraph as amended shall read as follows: III. For enlisted personnel the disciplinary punishment authorized by this section may include admonition, reprimand, withholding of privileges not exceeding one week and when in field training may in addition include extra fatigue for not to exceed one week and restrictions within certain specified limits for not to exceed one week, but shall not include forfeiture of pay or confinement under guard.

Amend paragraph I of the section numbered 110-A:70 as inserted by section 1 of said bill by inserting after the words "courts-martial" in the first line the words, and courts of inquiry, so that said paragraph as amended shall read as follows: I. Witnesses may be summoned before courts-martial and courts of inquiry and they shall receive the fees allowed in the superior court. Witnesses shall be subject to the penalties for non-appearance that are prescribed in the case of witnesses before said superior court, and depositions taken according to law may be used.

Amend the section numbered 110-A:71 as inserted by section 1 of said bill by inserting after the words "court-martial" in the first line the words, or of a court of inquiry, so that said section as amended shall read as follows: 110:-A:17. *Stenographer.* The president of a court-martial or of a court of inquiry is authorized at his descretion, in any case, to employ a stenographer to report the proceedings of said court, who shall be paid the same as stenographers employed in the superior court.

Amend paragraph II of the section numbered 110-A:75 as inserted by section 1 of said bill by inserting after the words "or deny him employment" in the second line the words, or discriminate against him with respect to his employment, so that said paragraph as amended shall read as follows: II. No person shall wilfully deprive a member of the national guard of his employment, or deny him employment, or discriminate against him with respect to his employment, or pre-

vent his being employed by another, or obstruct or annoy him or his employer in respect of his trade, business or employment because of his connection with the national guard, or because of his necessary absence from business in performance of his duty as such; and no person shall dissuade any person from enlisting in said national guard by threat of injury to him in respect of his employment, trade or business, or of other injury if he shall so enlist. Any person violating the provisions of this paragraph shall be fined not more than five hundred dollars or be imprisoned for not more than six months, or both.

Amend section 110-A:77 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following: 110-A:77. *Relief, Privileges and Immunities.* I. Members of the national guard performing any military service pursuant to this chapter shall not be liable civilly for any act or acts done by them in the performance of their duty, but any person injured in his person or property by any member of the national guard performing any military service pursuant to this chapter shall have the right by petition brought in the superior court for the county herein such person resides or where the injury was suffered to compensation for damages so sustained if the superior court finds that such damages were suffered through the reckless, negligent or unlawful act of such member, subject to the defenses generally applicable in civil actions. The petition shall name the member involved and the adjutant general as party defendants and shall be served on the adjutant general only in the same manner as any writ and the action shall be tried by the court without a jury. The superior court shall have jurisdiction to enter judgment against the state for the amount of the damages found to have been suffered, and said judgment, except to the extent that the liability is covered by insurance, shall be paid from such funds of the department as are available for the purpose; otherwise by order of the governor and council from any funds in the treasury not otherwise appropriated. The provisions of this section shall not apply in any case where liability is assumed by the United States, to the extent to such assumption of liability.

II. When an action or proceeding of this nature shall be commenced in any county by any person against any member

of the national guard for any act done by him in his official capacity in the discharge of any duty under this chapter, or an alleged omission by him to do an act which it was his duty to perform, or against any person acting under the authority or order of any officer of the national guard, the adjutant general shall make an investigation of the case and shall request that the attorney general or the judge advocate general appear and represent the member and the adjutant general, and in such case it shall be the duty of the attorney general or the judge advocate general so to appear and defend without cost to the member.

III. Members of the national guard shall, except for treason, felony and breach of the peace, be privileged from arrest and imprisonment while under orders in the active service of the state, from the date of the issuing of such orders to the time when such service shall cease, or while going to, remaining at or returning from, any place at which he may be required to attend military duty.

IV. The reports and communications of all officers and members of the national guard in the line of their military duty addressed to their superiors shall be privileged communications, and shall not be competent evidence against the writer in any civil or criminal action in the courts of the state.

V. No person belonging to the national guard of the state shall be arrested on any civil process while going to, remaining at, or returning from any place at which he may be required to attend for military duty.

The report was accepted and the Clerk began to read the amendment.

On motion of Mr. Green of Manchester further reading of the amendment was dispensed with.

Mr. Green of Manchester explained the amendment.

On a *viva voce* vote the amendment of the special committee was adopted and the bill was ordered to a third reading.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits.

Amend the section numbered 101:18 as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following:

101:18. *Financing Retroactive Coverage.* The amounts payable by the state, or a political subdivision, into the contribution fund with respect to services performed in positions covered by the teachers' retirement system after December 31, 1955, and prior to July 1, 1957, are hereby made a charge upon any unexpended amounts provided by the state for the fiscal years beginning on July 1, 1956 and July 1, 1957 and any contributions payable for said period by any political subdivision, for the purposes of the teachers' retirement system. As soon as such amounts shall be ascertained, the state agency shall certify such amounts payable to the contribution fund to the trustee who shall cause said amounts to be paid into the contribution fund. The amounts equal to the tax which would be imposed by section 3101 of the Federal Insurance Contribution Act with respect to said period of service shall be deducted from the respective individual accounts held for the members of the teachers' retirement system in the teacher annuity savings fund unless a teacher within 10 days after the date coverage is extended hereunder deposits an amount equal to such tax due on her account in the teachers' retirement system for payment to the contribution fund and each teacher who fails to make such deposit shall be deemed to consent and agree to the deduction from her account as a condition of her coverage hereunder.

Correct the figure "92:1" where it occurs in the second line of section 2 by striking out said figure and inserting in place thereof the following: 301, part II:2.

Mr. Vaughan of Newport moved that the House concur in the amendment sent down from the Honorable Senate.

(Discussion ensued)

Messrs. Pillsbury of Manchester, Malley of Somersworth, Walker of Concord, Pickett of Keene and Sanborn of Hampton Falls spoke in favor of the motion.

The question being on the motion to concur.

On a *viva voce* vote the motion prevailed and House Bill No. 270 was sent to the Secretary of State to be engrossed.

Committee Reports

Mr. Littlehale of Durham, for the Committee on Municipal and County Government, to whom was referred House Bill No. 127, An Act relative to duties of tax commission in equalization of taxes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Eldredge of Exeter explained the bill.

(Discussion ensued)

Messrs. Malley of Somersworth, Deans of Milford, Shattuck of Danville, Lamprey of Moultonborough and McMeekin of Haverhill spoke in favor of the bill.

Mr. Geisel of Manchester and Mrs. Brungot of Berlin spoke against the bill.

Mrs. Brungot of Berlin spoke a second time in favor of the bill.

Mr. Malley of Somersworth spoke a second time in favor of the bill.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Crowley of Manchester, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the City of Portsmouth, to whom was referred House Bill No. 287, An Act relative to meetings of the council of Portsmouth, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the City of Portsmouth, to whom was referred House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the City of Portsmouth, to whom was referred House Bill No. 2, An Act relative to the salary of the special justice of Portsmouth municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Willey of Campton moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mr. Willey of Campton spoke in favor of the motion.

Mr. Bisbee of Derry spoke against the motion.

Mr. Betley of Manchester moved that House Bill No. 286, with pending report, be recommitted to the Committee on Fish and Game.

(Discussion ensued)

Mr. Betley of Manchester spoke in favor of the motion.

Mr. Lafond of Manchester spoke against the motion.

On a *viva voce* vote the motion prevailed and House Bill No. 286 was recommitted to the Committee on Fish and Game.

(Mr. Deans of Milford in the Chair)

Mr. Saltmarsh of Concord, for the Committee on Labor, to whom was referred House Bill No. 199, An Act relative to jurisdiction under the workmen's compensation act, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bigelow of Warner, for the Committee on Labor, to whom was referred House Bill No. 172, An Act relative to lump sum settlements of workmen's compensation claims, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. King of Manchester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mr. King of Manchester spoke in favor of the motion.

Messrs. Angus of Claremont, McMeekin of Haverhill, Betley of Manchester, Martel of Manchester, Ward 3, and Jones of Lebanon spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee that House Bill No. 172 is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Mr. Sabluski of Nashua, for the Committee on Labor, to whom was referred House Bill No. 232, An Act relative to payment of burial expenses under workmen's compensation, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. King of Manchester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mr. King of Manchester spoke in favor of the motion.

Messrs. Angus of Claremont and Betley of Manchester spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee that House Bill No. 232 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 280, An Act repealing the provisions of the Fair Trade Law, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. O'Shan of Laconia moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mr. O'Shan of Laconia spoke in favor of the motion.

Messrs. Green of Manchester, Pickett of Keene, Davis of Conway and Jones of Lebanon spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee that House Bill No. 280 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

(Speaker in the Chair)

Resolutions

Mr. Healey of Manchester, Ward 6, for the Committee on Judiciary, offered the following resolution:

Whereas, there is now pending before the House of Representatives House Bill No. 187, entitled "An Act to redistrict the state into senatorial districts; and

Whereas, a question has been raised concerning its constitutionality; therefore be it

Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions of law:

1. What is the proper interpretation to be given to Article 26, Part II of the Constitution of New Hampshire in making the division of senatorial districts?

2. What taxes are to be considered and included as direct taxes in fulfilling the provisions of Article 26, Part II, in making the division of senatorial districts?

3. Does House Bill No. 187 violate Article 26, Part II, of the Constitution of New Hampshire in that the re-districting of senate districts was based on the equalized valuation figures of the state tax commission and as provided under the provisions of RSA 76:1 (See House Journal of January 30, 1957, page 4).

4. Does House Bill No. 187 violate in any respect the Constitution of New Hampshire? And be it further

Resolved, That the Speaker of the House transmit a copy of this resolution, together with a copy of House Bill No. 187, and House Journal of January 30, 1957, to the Clerk of the Supreme Court for consideration by said Court.

On a *viva voce* vote the resolution was adopted.

Mr. Wheeler of Keene, for the Keene Delegation, offered the following resolution:

Whereas, we have learned with sorrow of the death of Maxfield Young, victim of a highway fatality, and son of Dr. and Mrs. Lloyd P. Young, therefore be it

Resolved, That we, the members of the House of Representatives, extend to Dr. and Mrs. Young our deepest sympathy in their bereavement, and be it further

Resolved, That the Clerk of the House transmit to them a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mrs. Miner and Mr. Smith of Meredith offered the following resolution:

Whereas, we have learned with sorrow of the death of Horace U. Ransom of Meredith, and

Whereas, he was a former member of the House of Representatives, therefore be it

Resolved, That we, the members of this House of Representatives, hereby pay tribute to his services to his town and

state and express our deepest sympathy to his family in its bereavement, and be it further

Resolved, That the Clerk of the House transmit to the widow a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Hoyt of Atkinson offered the following resolution:

Whereas, we have learned of the illness and confinement in the Haverhill Hospital of Harry B. Tuttle of Atkinson, and

Whereas, Mr. Tuttle is a former member of this House of Representatives, therefore be it

Resolved, That we, the members of this House of Representatives, do hereby extend to Mr. Tuttle our regrets for his illness and our best wishes for his speedy return to health, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mr. Tuttle.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Bradbury of Claremont offered the following resolution:

Whereas, the Stevens High School Band of Claremont took part in the parade in Washington, D. C., following the inaugural of President Dwight Eisenhower this year, and

Whereas, this is the first time that such an honor has come to the State of New Hampshire, therefore be it

Resolved, That we, the members of the House of Representatives, extend our congratulations to the Stevens High School Band for the creditable manner in which it performed in the parade, and be it further

Resolved, That we express our appreciation to the City of Claremont for its financial support which made it possible for the band to be in the inaugural parade, and be it further

Resolved, That the Clerk of the House transmit copies of these resolutions to Stevens High School, Walter S. Paskevich, Director of the band, and United States Senators Styles Bridges and Norris Cotton in appreciation of their hospitality to the members of the band.

On a *viva voce* vote the resolution was unanimously adopted.

Special Order

Mr. Pickett of Keene moved that the following House bills be made a special order for Tuesday, April 9 at 11:01 o'clock:

House Bill No. 114, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

House Bill No. 157, An Act authorizing the licensing of dog races on which the pari-mutuel system of betting shall be permitted.

House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

(Discussion ensued)

Messrs. Pickett of Keene, Pillsbury of Manchester, Malley of Somersworth, Jones of Lebanon, Betley of Manchester and McMeekin of Haverhill spoke in favor of the motion.

Mr. Lamprey of Moultonborough spoke against the motion.

On a *viva voce* vote the motion for a special order prevailed.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time, that third reading of bills be by title only, and that third readings of resolutions be by caption only, and when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Third Readings

The following House bills and joint resolution were severally read a third time and passed, and sent to the Senate for concurrence:

House Bill No. 2, An Act relative to the salary of the special justice of Portsmouth municipal court.

House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court.

House Bill No. 287, An Act relative to meetings of the council of Portsmouth.

House Bill No. 127, An Act relative to duties of tax commission in equalization of taxes.

House Bill No. 132, An Act establishing the militia.

House Bill No. 253, An Act relative to hunting accidents.

House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of the state.

The following Senate bills were severally read a third time and passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers.

Senate Bill No. 32, An Act relative to out-of-state parolee supervision.

Senate Bill No. 69, An Act relative to distribution of supreme court reports.

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness, was read a third time, passed and sent to the Senate for concurrence in the House amendment.

On motion of Miss Whipple of Lebanon the House adjourned at 2:02 o'clock.

TUESDAY, APRIL 2, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Gracious Father, we thank Thee for the keen challenges these men have to face in this hour, for work to do that demands the best they have. As they come to grave choices and decisions, may they come with a prayer upon their lips that, not their will, but Thy will be done. Have mercy upon them, for Jesus' sake. Amen.

Salute to the Flag

Mrs. Record of Nashua led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Charles Carleton, former representative from Marlborough, sponsored by Mr. Oliver of Marlborough.

The 7th and 8th grades of the Bow School, sponsored by Mr. Vaughn of Bow.

A group of students from Canaan High School, sponsored by Miss Betty Harrigan of the Governor's office.

The Junior and Senior classes of Marlborough High School, sponsored by Mr. Oliver of Marlborough.

The Chair also introduced Mr. Rafael Clemente of Barcelona, Spain, an employee of the U. S. Information Service, who was a special guest of His Excellency, the Governor.

Leaves of Absence

Mesdames Currier of Rochester and Brown of Durham were granted leaves of absence for the week on account of important business.

Mrs. Ainley of Manchester was granted leave of absence for today and tomorrow on account of important business.

Mr. Paradis of Manchester, Ward 7, was granted leave of absence for two weeks on account of important business.

Communication

State of New Hampshire
Department of Public Works and Highways
Concord
John O. Morton, Commissioner

March 29, 1957

Hon. W. Douglas Scamman
Speaker of the House
State House
Concord, N. H.

DEAR MR. SCAMMAN:

I am transmitting to you, herewith, a copy of The Ninth Biennial Report of the Maine-New Hampshire Interstate Bridge Authority.

This biennial report is presented in accordance with an act of the State of Maine, Chapter 18, Article VI, Private and Special Laws of 1939, and an act of the State of New Hampshire Chapter 4, Special Session 1936.

Respectfully,

JOHN O. MORTON,
Commissioner.

The above mentioned report was referred to the Committee on Public Works.

Announcement

The Speaker announced that Wednesday, April 10 will be a regular business day and not reserved exclusively for committee hearings.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mrs. Hayes of Portsmouth, House Bill No. 391, An Act relating to the registration of voters in the city of Portsmouth. To the Special Committee composed of the Delegation from the city of Portsmouth.

By Mrs. Hayes of Portsmouth, House Bill No. 392, An Act requiring a new registration of voters in the city of Portsmouth every four years. To the Special Committee composed of the Delegation from the city of Portsmouth.

By Mr. Foote of Portsmouth, House Bill No. 393, An Act relative to the charter of the city of Portsmouth. To the Special Committee composed of the Delegation from the city of Portsmouth.

By Mr. Bates of Chichester, House Bill No. 394, An Act relative to the abatement of taxes. To the Committee on Municipal and County Government.

By Mrs. Atwood of Sanbornton, House Bill No. 395, An Act relative to Belknap recreational area. To the Special Committee composed of the Delegation from Belknap County.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers.

Senate Bill No. 85, An Act providing for the classification of Beaver Brook watershed.

Senate Bill No. 86, An Act relating to the construction and financing of a sewerage system and sewage disposal plant for the town of Derry.

Senate Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare.

Senate Bill No. 104, An Act to amend the charter of the city of Nashua relating to defining the boundaries of the wards.

Senate Bill No. 63, An Act relative to reclassification of a road in Walpole.

Senate Bill No. 81, An Act relative to salaries of city officials and employees.

Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957.

Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct.

Senate Bill No. 96, An Act correcting certain errors in the statute relative to municipal budget law.

Senate Bill No. 102, An Act relative to final disposition of cases involving delinquent children.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers. To the Committee on Transportation.

Senate Bill No. 85, An Act providing for the classification of Beaver Brook watershed. To the Committee on Resources, Recreation and Development.

Senate Bill No. 86, An Act relating to the construction and financing of a sewerage system and sewage disposal plant for the town of Derry. To the Committee on Municipal and County Government.

Senate Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare. To the Committee on Public Welfare and State Institutions.

Senate Bill No. 104, An Act to amend the charter of the city of Nashua relating to defining the boundaries of the wards. To the Delegation from the city of Nashua.

Senate Bill No. 63, An Act relative to reclassification of a road in Walpole. To the Committee on Public Works.

Senate Bill No. 81, An Act relative to salaries of city officials and employees. To the Committee on Judiciary.

Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957. To the Committee on Municipal and County Government.

Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct. To the Committee on Municipal and County Government.

Senate Bill No. 96, An Act correcting certain errors in the statute relative to municipal budget law. To the Committee on Municipal and County Government.

Senate Bill No. 102, An Act relative to final disposition of cases involving delinquent children. To the Committee on Public Welfare and State Institutions.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property.

Amend said bill by striking out sections 1 and 2.

Further amend said bill by striking out section 3, renumbering the same to read section 1 and inserting in place thereof the following: 1. *Damages to Property.* Amend RSA 572:11 by striking out said section and inserting in place thereof the following: RSA 572:11. *Trespassing Stock.* If any person having the charge or custody of any sheep, goats, cattle, horses, or swine shall wilfully or negligently suffer or permit the same to enter upon, pass over, or remain upon any improved or enclosed land of another without written permission of the owner, occupant, or his agent, and thereby injure his crops, or property, he shall be fined not more than ten dollars and he shall be liable for all damages done.

Further amend said bill by renumbering section 4 to read section 2.

On motion of Mr. Haley of Keene the House concurred in the amendments sent down by the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of

the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 212, An Act relating to the construction of state armories.

Amend section 3 of said bill by striking out the word "governor" in line nine and inserting in place thereof the word, treasurer, so that said section as amended shall read as follows:

3. *Funds Authorized.* The treasurer is hereby authorized to borrow upon the credit of the state an amount not exceeding three hundred eighty thousand dollars ($380,000) to provide the funds herein appropriated and for that purpose may issue bonds or notes, at such times, in such denominations, and with such rate of interest, dates of maturity and other provisions as the governor and council shall determine. Such bonds or notes shall be deemed a pledge of the faith and credit of the state and such bonds or notes shall be signed by the treasurer and countersigned by the governor. The proceeds from the sale of such notes or bonds shall be held by the treasurer, and paid out by him upon warrant drawn by the governor, with the advice and consent of the council for the purposes herein set forth alone. The secretary of state and the treasurer shall keep account of such bonds or notes in the same manner as accounts are kept of other bonds or notes of the state.

On motion of Mr. Bloomfield of Claremont the House concurred in the amendment sent down by the Honorable Senate.

The Senate message further announced that the Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 105, An Act relative to write-in votes at the primary elections, and nominations thereunder.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 4, An Act relative to preparation of check

lists at meetings in the school district of Newport and in other school districts.

House Bill No. 164, An Act changing classification of the so-called Frazer road.

House Bill No. 170, An Act relative to the filing of declarations of candidacy.

House Bill No. 241, An Act relating to wilful concealment of merchandise in stores.

House Bill No. 47, An Act relating to clearance of bridges.

House Bill No. 227, An Act changing the name of Bog pond in the town of Andover to Blackwater pond.

Reports of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills, and House joint resolution:

House Bill No. 4, An Act relative to preparation of check lists at meetings in the school district of Newport and in other school districts.

House Bill No. 47, An Act relating to clearance of bridges.

House Bill No. 80, An Act relative to reporting of fires to the state fire marshal.

House Bill No. 164, An Act changing classification of the so-called Frazer road.

House Bill No. 170, An Act relative to the filing of declarations of candidacy.

House Bill No. 227, An Act changing the name of Bog pond in the town of Andover to Blackwater pond.

Senate Bill No. 32, An Act relative to out-of-state parolee supervision.

Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers.

Senate Bill No. 69, An Act relative to distribution of supreme court reports.

House Bill No. 206, An Act relative to the Littleton Savings Bank.

House Joint Resolution No. 12, Joint Resolution relating to the town of Gilsum.

House Bill No. 68, An Act in relation to Union Trust Company.

House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expense.

Senate Bill No. 29, An Act changing the name and altering the purposes of the Conference of Baptist Ministers in New Hampshire.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits.

House Bill No. 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 36, An Act relating to payment of tuition by certain school districts.

House Bill No. 73, An Act relative to transfer of permanent policemen who are present members of the state employees' retirement system to the policemen's retirement system.

House Bill No. 139, An Act relating to tuition of elementary and high schools.

House Bill No. 200, An Act relating to acknowledgments.

House Bill No. 202, An Act relating to enforcement of support.

House Bill No. 220, An Act relative to trustee process.

House Bill No. 74, An Act relative to acceptance of the provisions of the policemen's retirement system.

The reports were accepted.

Special Order

Mr. Green of Manchester called for the Special Order on House Bill No. 32, An Act relating to operation of motor vehicles registered in Canadian provinces on the highways of this state.

The question being on the resolution of the Committee on Judiciary that the bill is inexpedient to legislate.

Mr. Green of Manchester spoke in favor of the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Committee Reports

Mrs. Hayes of Portsmouth, for the Committee on Municipal and County Government, to whom was referred House Bill No. 330, An Act relative to balloting for town manager, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *State Contributions.* The state of New Hampshire shall, in addition to the federal grant made available under the provisions of Public Law 660, 84th Congress, (subsequent amendments thereof, or any other federal legislation), contribute ten per cent of the capital costs resulting from the acquisition and construction of sewage disposal systems by any one municipality (as defined under RSA 33:1) for the control of water pollution, or a maximum sum of eighty-five thousand dollars, whichever is the lesser. The word construction shall include, in addition to the construction of new sewage treatment plants, pumping stations and intercepting sewers; the altering, improving or adding to existing treatment plants, pumping stations and intercepting sewers; provided the construction has been directed by the water pollution commission, the state department of health, or constitutes a voluntary undertaking designed to control or reduce pollution in the surface waters of the state as defined in RSA 149:1, and the plan therefor is approved in compliance with the provisions of RSA 148:25.

2. *Existing Disposal Systems.* Those municipalities which have undertaken construction as defined in section 1 above since July 1, 1947 shall be paid the same ten per cent grant. Said municipalities shall receive their total state grant over a period of five years in equal annual installments, the first of such installments to be paid not later than thirty days after the appropriations contained herein shall become available.

3. *Appropriation.* There is hereby appropriated for the purpose of carrying out the provisions of this act the sum of two hundred sixteen thousand dollars for the year ending June 30, 1958, and a like sum for the year ending June 30, 1959, and the governor is hereby authorized to draw his warrants for said sums out of any money in the treasury not otherwise appropriated. The sums hereby appropriated shall be administered by the water pollution commission and shall not lapse but shall be added to the appropriation of the commission of any succeeding fiscal year to be used for the purposes herein contained. No grants hereunder shall become effective without prior approval and authorization by the governor and council.

4. *Takes Effect.* This act shall take effect July 1, 1957.

The report was accepted.

Laid Upon the Table Under Rule 48

The above amendment being material, House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, April 4.

Committee Reports

Mr. Nalette of Manchester, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 257, An Act relative to bounties on porcupines, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Unincorporated Places.* Amend RSA 470 by inserting after section 2 the following new section: 470:2-a. *Bounties.* If any person shall kill a porcupine in an unincorporated place and shall produce the head thereof to any conservation officer with a sworn statement that it was killed in this state in an unincorporated place, the conservation officer shall destroy the head so produced so that it cannot be offered again for bounty, and shall then certify to the state treasurer the name of the person who killed the porcupine and the treasurer shall pay to said person fifty cents for each porcupine so killed.

Further amend said bill by renumbering sections 2 and 3 to read sections 3 and 4.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Rice of Peterborough, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 259, An Act relative to aquatic nuisance control, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill was referred to the Committee on Appropriations under the rules.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 50, An Act relating to pari-mutuel pools, having considered the same, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend RSA 284:23 as inserted by section 2 of the bill by inserting after paragraph II the following new paragraph:

III. The term "the total contributions to all pari-mutuel pools" as used in Paragraph II shall be construed to mean the total of such contributions for one day.

Amend paragraph III of 284:23 as inserted by section 2 of the bill by renumbering to read paragraph IV and by striking out the words "less than the said eight days" in the ninth line and inserting in place thereof the words, for eight days or less, so that said paragraph as amended shall read as follows:

IV. Each person, association or corporation licensed to conduct a race or race meet under this chapter shall also pay to the city or town treasurer in which the racing plant is located the sum of three hundred dollars for each day of racing, provided said person, association or corporation has a license to conduct races or race meets for more than eight days during the year for which the license is issued. If said person, association or corporation has a license to conduct races or race meets for eight days or less, the said per diem fee shall be determined by the commission.

Further amend said bill by inserting after section 2 the following new sections:

3. *Distribution of Funds.* Amend RSA 284:2 by striking out said section and inserting in place thereof the following:

284:2. *Racing Fund.* The state treasurer shall keep two separate accounts as follows:

(1) the running horse race fund to which shall be credited the tax on contributions to pari-mutuel pools as provided for in this chapter in connection with running horse races or meets, together with all fines, fees and forfeitures levied or obtained under the rules and regulations as established by the commission. Said fund shall, after paying the expenses of collection thereof and all other expenditures provided for herein, be covered at intervals of three months into the general funds of the state.

(2) The harness race fund to which shall be credited the tax on contributions to pari-mutuel pools as provided for in this chapter in connection with harness races or meets, together with all fines, fees and forfeitures levied or obtained under the rules and regulations as established by the commission for said type of racing. The funds in the harness race fund, after paying the expenses of collection thereof and all other expenditures provided for herein, shall be held in the state treasury as a sinking fund as provided in RSA 6:24-a.

4. *Special Fund.* Amend RSA 6 by inserting after section 24 the following new section:

6:24-a. *Sinking Fund.* The state treasurer shall keep in a separate so-called sinking fund all receipts from the harness race fund as provided in RSA 284:2 and said fund

shall be allowed to accumulate and no expenditure shall be made therefrom until otherwise ordered by the general court of 1959 or thereafter.

Further amend said bill by renumbering section 3 to read section 5.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. Kearns of Manchester spoke in favor of the amendment.

Mr. Malley of Somersworth moved that any further consideration of House Bill No. 50 be indefinitely postponed.

(Discussion ensued)

Messrs. Malley of Somersworth and Cole of Lebanon spoke in favor of the motion.

Messrs. Willis of Salem, Battles of Kingston, Young of Pittsfield, McMeekin of Haverhill, Pickett of Keene, Jones of Lebanon, Casey of Manchester and Mrs. Palmer of Plaistow spoke against the motion.

The question being on the motion to indefinitely postpone.

Mr. Willis of Salem demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 68

ROCKINGHAM COUNTY: Tenney, Batchelder, Eldredge, Hunter, Eastman of Kensington, Carter, Hayes.

STRAFFORD COUNTY: Berry, Leighton, Moulton, Nelson of Rochester, Malley.

BELKNAP COUNTY: Matheson, Lord, Tilton, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Hill, Nickerson of Tamworth.

MERRIMACK COUNTY: Lessels, Tiffany, Maxham, Walker, Mahoney, Nutter, Leonard, Wilman, Thibeault of Pembroke, Ayer.

HILLSBOROUGH COUNTY: Hambleton, Jennings, Nickerson of Goffstown, Pickering, Williams of Hollis, Pillsbury, Eaton of Mason, Deans, Trombly, Ayers, Dionne of Nashua, Sweeney, Jean, Locke, Street, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Post, Pike, Gordon, Terrill, Winch, Wheeler, Codding, Faulkner, Terry.

SULLIVAN COUNTY: Frizzell, Merrifield.

GRAFTON COUNTY: Bradley, Hayward, Cole, Porter, Townsend.

COOS COUNTY: Brungot, Fontaine, Rix, Cornelius.

Nays, 294

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Prescott, Shattuck, Bisbee, Clark of Derry, Nickerson of East Kingston, Blair, Eastman of Exeter, Merrill, Rathbone, Spollett, Lougee, Sanborn of Hampton Falls, Battles, Parmenter, Mott, Labranche, Sewall, Cheney of Newton, Pinkham, Perkins, Palmer, Barrett, Dondero, Payette, Sadler, Wood, Foote, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Landrigan, Haigh, Peever, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Blanchette, Wiggin of Dover, LaBonte, Dunnington, Connell, Morrison, Murphy, Littlehale, Stearns, Gilman, Drew, Dawson, Rolfe, Maxfield, Carignan, St. Pierre, Clement, Varney, Valliere, Maloomian, Beamis, Cormier, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Robertson, Lacaillade, McCarthy, Morin, Simoneau, Karagianis, Lucier, Burbank, O'Shan, Dana, Varrell, Miner, Smith of Meredith.

CARROLL COUNTY: Chandler, Davis of Conway, Roberts, Thompson of Effingham, Lamprey, Willmott, Peaslee of Wakefield, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Baron, Phelps, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Allen, Lafford, Henry, Cheney of Concord, Gibson, White of Concord, Corbett, O'Neil, Saltmarsh, Barnard, Cilley, Rufo, Sargent, Bunten, Broadhurst, Burke of Franklin, Ayotte, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Woodbury, Young, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of Bedford, Poore, Adams of Greenfield, Fortin, Crosby, Abbott, Gallagher, Paul, Warren, Green, Pettigrew, Soucy of Manchester, Ward 1, Danforth, Dewey, Geisel, Robb, Dwyer, Ner-

bonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Healy of Manchester, Ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester, Ward 6, O'Connor, Burke of Manchester, LeClerc of Manchester, Ward 7, Tessier, Bonenfant, Champagne, Craig, DeLisle, Hebert of Manchester, Ward 8, Cary, Morris, Bergeron, Gilmartin, Kearns, King, Hurley, Philibert, Nalette, Soucy of Manchester, Ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Christy, Crowley, LeClerc of Manchester, Ward 14, Peaslee of Merrimack, Calconer, Cooper, Cummings, Saunders, Record, Belcourt, Brosnahan, Dufour, Maynard, Marcoux, Chartrain, Ryan, Bouley, Dugas, Latour, Sabluski, Bouthillier, Dumais, Thompson of New Ipswich, Dutton, Rice, Bardol, Hines.

CHESHIRE COUNTY: Clark of Harrisville, Smith of Hinsdale, Spofford, Bennett, Brown of Keene, Farr, Pickett, Oliver, Tolman, Ostlund, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Kershaw, Congdon, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Russell of Claremont, Angus, Monblo, Nahil, D'Amante, Desnoyer, Davis of Cornish, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Crane.

GRAFTON COUNTY: Pryor, Stevenson, Bucklin, Plumer, Willey, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Duke, Monahan, Larty, McMeekin, Morse, Chamberlain, Adams of Lebanon, Jones, Whipple, McGee, Collyer, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Sheridan, Christiansen, Gagnon, LaCasse of Berlin, Heath, Alls, Graham of Gorham, Keough, Swett of Lancaster, Porter, Bushey, Hersom, Richardson, Stinson, Gould, Taylor.

Pairs

Mrs. Webb of Dover voting Yes, paired with Mrs. Davis of Concord voting No.

Mr. Haley of Keene voting Yes, paired with Mr. Gay of Derry voting No.

Mr. McCullough of Keene voting Yes, paired with Mr. Comi of Concord voting No.

And the motion to indefinitely postpone did not prevail.

The question being on the amendments offered by the committee.

On a *viva voce* vote the amendments were adopted.

Mr. Bradley of Hanover offered the following further amendments to House Bill No. 50:

Amend House Bill No. 50 by striking out the words "six and one-half per cent" where they occur in section 1, paragraph I, line 21, and in section 2, paragraph I, line 7, and substitute in each case therefor the words: seven per cent.

Further amend section 2, paragraph I, line 11, by striking out the words "six and one-fourth per cent" where they occur and substitute therefor the following: six and three-fourths per cent. So that the paragraphs as amended shall read:

1. I. Commissions on such pools at tracks or race meets conducting a running horse race or running horse meet shall be uniform throughout the state at the rate of thirteen and one-half per cent of each dollar wagered plus the odd cents of all redistribution to be based upon each dollar wagered, exceeding a sum equal to the next lowest multiple of ten, known as "breakage," one-half of which breakage shall be retained by the licensee and the balance shall be paid to the state treasurer for the use of the state in accordance with the provisions of section 2. Said maximum shall include the seven per cent tax hereinafter prescribed.

and,

2. I. Each person, association or corporation licensed to conduct a running horse race or running horse race meet under this chapter shall pay to the state treasurer a sum equal to seven per cent of the total contributions to all pari-mutuel pools conducted or made at any running horse race or running horse race meet licensed hereunder. Of the amount so paid to the state treasurer a sum equal to six and three-fourths per cent of said total contributions shall be distributed in accordance with the provisions of section 2 of this chapter, and a sum equal to one-fourth of one per cent of said total contributions shall be expended for the promotion of agriculture in

the state under the direction of the commissioner of agriculture.

(Discussion ensued)

Messrs. Bradley of Hanover, Malley of Somersworth and Lamprey of Moultonborough spoke in favor of the amendment.

Messrs. Kearns of Manchester and McMeekin of Haverhill spoke against the amendment.

The question being on the amendments offered by Mr. Bradley of Hanover.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Bradley of Hanover demanded a division.

A division being had, 127 members having voted in the affirmative, and 214 members having voted in the negative, the amendments were not adopted.

Mr. Angus of Claremont offered the following further amendment to House Bill No. 50:

Amend House Bill No. 50:

(a) By adding at the end of line 56 of Section 2 and before Section 3 "Takes Effect" the following:

3. *Greyhound Racing.* Amend RSA by inserting after Chapter 285 the following new chapter:

Chapter 285-A

Greyhound Racing

285-A:1. *Limitation.* No part of this chapter shall be construed to apply to any racing whatever except greyhound races.

285-A:2. *Greyhound Racing Sinking Fund.* The state treasurer shall keep a separate account, to be known as the "Greyhound Racing Sinking Fund," to which shall be credited the tax on contributions to pari-mutuel pools, as provided for in this chapter, together with all fines, fees and forfeitures levied or obtained under the rules and regulations as established by the Commission. Said fund, after paying the expenses of collection thereof and all expenditures provided for herein, shall be allowed to accumulate, and no expenditures shall be made therefrom until and unless otherwise ordered and authorized by the General Court of 1959 or thereafter.

285-A:3. *Employees.* At least eighty-five per cent of the

persons employed by a person, association, or corporation conducting a greyhound racing plant under the provisions hereof shall have resided in this state for a period of not less than one year. The provisions of this section shall not apply to the construction of a greyhound racing plant or its equipment.

285-A:4. *Member of General Court.* No person, association, or corporation conducting a greyhound racing plant under the provisions hereof, nor the commission, shall employ at said greyhound racing plant, during the time in which the general court is in session, any person who is a member of said general court.

285-A:5. *Enforcement of Chapter.* It shall be the duty of the attorney-general with the aid of the solicitors of the several counties to enforce the provisions of this chapter upon notification from the commission of any violations thereof.

Racing Commission

285-A:6. *Established.* There shall be a state greyhound racing commission consisting of three members appointed by the governor with the advice and consent of the council. Not more than two members shall belong to the same political party. Each shall hold office for a term of three years and until his successor has been appointed and qualified. Any vacancy shall be filled for the unexpired term. One member shall be appointed as chairman and one as secretary. No member shall have any pecuniary interest in any racing or in the sale of pari-mutuel pools licensed hereunder.

285-A:7. *Office.* The commission shall have an office in Concord and during the time in which greyhound racing is conducted in the state may maintain branch offices elsewhere.

285-A:8. *Assistants.* The commission is authorized to employ such assistants and employees as it may deem necessary to provide adequate policing and to carry out the purposes hereof at such compensation on a per diem basis as the commission may prescribe, subject to the regulations of the state personnel commission. The commission shall specify the duties to be performed by its assistants and employees and it shall have authority, for cause, to terminate the em-

ployment of any member of its personnel, subject to the regulations of the state personnel commission. It shall be unlawful, however, for the commission to appoint to any position under its jurisdiction any state, county, city, or town official or employee, except police officers, whose total annual salary or compensation from said state, county, city, or town exceeds one thousand dollars.

285-A:9. *Compensation.* Each member of the commission shall receive a salary of two thousand dollars a year and his reasonable expenses, including transportation, incurred in the performance of his duties, to be audited and allowed by the governor and council.

285-A:10. *Disbursements.* The compensation of the commissioners, expenses of the commissioners, compensation of assistants and other necessary expenses of the commission, including suitable furniture, equipment, supplies, and office expense, shall be charged to and paid out of the funds received under the provisions hereof.

285-A:11. *Report of the Commission.* The commission shall make an annual report to the governor on or before the first day of February in each year, including therein an account of its actions, receipts derived under the provisions hereof, the practical effects of the application of this chapter, and any recommendation for legislation which the commission deems advisable.

285-A:12. *Rules and Regulations.* Said commission shall make rules and regulations for the holding, conducting and operating of all greyhound races for public exhibition and for the operation of greyhound race tracks on which any such races are held. No person, association or corporation shall conduct, hold or operate any greyhound races for public exhibition, at which pari-mutuel pools are sold, without a license from the commission. No such greyhound racing shall be permitted on Sunday.

285-A:13. *Supervision and Hearings.* The commission shall have the power to conduct hearings at which all matters pertaining to the administration of the affairs of the commission and all activities conducted under its jurisdiction may be investigated and determined and, under the hand of its

chairman, to issue subpoenas for the attendance of witnesses at such hearings. Any member of the commission may administer oaths and affirmations and may examine witnesses. Disobedience of such subpoenas or false swearing before the commission shall be attended with the same penalties as if such disobedience or false swearing occurred in an action in the superior court. The commission shall have the power and authority to regulate, supervise and check the making of parimutuel pools and the distributions therefrom. It shall have the further power and authority to investigate as to the direct and indirect ownership and control of any licensee, and any expense incurred by the commission in so doing shall be at the expense of such licensee or of the applicant for a license. Any party aggrieved by any final decision entered in proceedings before the commission may, within ten days after such decision is entered, appeal to the superior court in the same manner as parties aggrieved by a decision of a municipal court.

285-A:14. *Breeding of Greyhounds.* The commission shall encourage and promote the improvement of the breed of greyhounds in New Hampshire. It may accept donations of thoroughbred, standardbred, or other well-bred greyhounds by licensees or others to the state for this purpose. It may cooperate with and aid the officials of the University of New Hampshire in furthering this program.

Licenses and Supervision

285-A:15. *License.* Any person, association or corporation desiring to hold a greyhound race or meet for public exhibition, at which pari-mutuel pools are to be sold, shall apply to said commission for a license to do so. The application shall be signed and sworn to by the person or executive officer of the association or corporation and shall contain the following information:

(a) The full name and address of the person, association, or corporation.

(b) If an association, the names and residences of the members of the association.

(c) If a corporation, the name of the state under which it is incorporated with its principal place of business and the names and addresses of its directors and stockholders.

(d) The exact location where it is desired to conduct or hold greyhound races.

(e) Whether or not the greyhound racing plant is owned or leased, and if leased, the name and residence of the fee owner, or if a corporation, of the directors and stockholders thereof.

(f) A statement of the assets and liabilities of the person, association, or corporation making such application.

(g) Such other information as the commission may require.

285-A:16. *Issuance of Licenses.* If the commission is satisfied that all the provisions hereof and the rules and regulations prescribed have been and will be complied with by the applicant, it may issue a license which shall expire on the thirty-first day of December. The license shall set forth the name of the licensee, the place where the greyhound races or race meets are to be held, and the time and number of days during which greyhound racing may be conducted by said licensee. Any license issued shall not be transferable nor assignable. Said commission shall have power to revoke any license for good cause upon reasonable notice and hearing. The commission may at any time for cause require the removal of any employee or official employed by any licensee hereunder. The license of any corporation shall automatically cease upon the change in ownership, legal or equitable, of fifty per cent or more of the voting stock of the corporation and the corporation shall not hold a greyhound race or meet for public exhibition without a new license.

285-A:17. *Bond of Licensee.* Every person, association, or corporation licensed under the provisions of the preceding sections hereof, shall, before said license is issued, give a bond to the state in such reasonable sum not exceeding fifty thousand dollars, as may be fixed by the commission, with a surety or sureties to be approved by the commission, conditioned to faithfully make the payments prescribed hereby and to keep its books and records and make reports as herein provided and to conduct its racing in conformity with this chapter and with the rules and regulations prescribed by the commission.

285-A:18. *Definitions.* Terms used in this chapter

shall, unless the context otherwise requires, be construed as follows:

(a) "Racing meeting" shall include every meeting within the state where greyhounds are raced and where any form of betting or wagering on the speed or ability of greyhounds shall be permitted, but shall not include any meeting where no such betting or wagering is permitted, even though greyhounds or their owners, are awarded certificates, ribbons, premiums, purses, prizes, or a portion of gate receipts for speed or ability shown.

(b) "Race track" shall include the track, grounds, auditorium, amphitheater or bleachers, if any, and adjacent places used in connection therewith where a greyhound racing meeting may be held.

285-A:19. *Rules of Racing.* Said commission shall have the power to make and adopt rules of racing, including regulations providing for the licensing, supervising, disciplining, suspending, fining and barring from greyhound racing on any greyhound tracks under the jurisdiction of the commission, of greyhounds, owners, breeders, authorized agents, sub-agents, nominators, trainers, and any other persons, organizations, associations or corporations, the activities of whom affect the conduct and operation of greyhound races at greyhound race tracks under the jurisdiction of the commission. At such greyhound tracks no persons shall enter a greyhound or participate in any greyhound race or meet as an owner, agent, nominator or trainer, within the state without having first procured from the commission a license so to act, and paying such fees as the commission may determine to be reasonable and proper therefor. Such licenses may be revoked by the commission at any time for cause.

285-A:20. *Stewards.* There shall be at least three stewards to supervise each greyhound race or meet, conducted under the provisions of this chapter, at which pari-mutuel pools are sold. One of such stewards shall be the official steward of the state racing commission, and the remaining stewards shall be appointed by the person, association or corporation conducting the race or meet, subject to the approval of the commission. Said stewards shall exercise such powers and perform such duties at each race as may be prescribed by the rules and regulations of the commission.

285-A:21. *Penalty.* Except in cases when another penalty is provided in this chapter, any person, association, or corporation holding or conducting, or any person or persons aiding or abetting in the holding or conducting, of any greyhound race or meet for public exhibition, at which pari-mutuel pools are sold, without license duly issued by said commission, or any person, association, or corporation who violates any of the provisions of this chapter or who violates any of the rules and regulations prescribed by the commission, shall be fined not more than five thousand dollars or imprisoned for not more than one year, or both.

Pari Mutuel Pools, and Distribution of Tax Thereon

285-A:22. *Pari-Mutuel Pools.* Within the enclosure of any greyhound race track where is held a greyhound race or race meet licensed and conducted under this chapter, but not elsewhere, the sale of pari mutuel pools by the licensee under such regulations as may be prescribed by said commission is hereby permitted and authorized during the calendar years 1957 to 1966 inclusive. Commissions on such pools shall be uniform throughout the state at the rate of fifteen per cent of each dollar wagered, plus the odd cents of all redistribution to be based upon each dollar wagered exceeding a sum equal to the next lower multiple of ten, known as "breakage," one-half of which breakage shall be retained by the licensee and the balance shall be paid to the state treasurer for the use of the state in accordance with the provisions of section 2. Said maximum shall include the tax percentages hereinafter prescribed. For the purpose of the exception set forth in this section, an "agricultural fair" shall be deemed to be such an association as does provide for any pay premiums of five thousand dollars, or more, annually as is determined by the commissioner of agriculture in accordance with section 25 of this chapter.

285-A:23. *Tax.* Each person, association or corporation licensed to conduct a greyhound race or race meet under this chapter shall pay to the state treasurer a sum equal to the following percentages of the daily total contributions to all pari-mutuel pools conducted or made at any greyhound race or race meet for each day licensed hereunder. Three and one-half per cent of so much of the total amount deposited by

patrons so wagering at such meet as does not exceed seventy-five thousand dollars; five per cent of so much thereof as exceeds seventy-five thousand dollars but does not exceed one hundred ten thousand dollars; six per cent of so much thereof as exceeds one hundred ten thousand dollars but does not exceed one hundred forty thousand dollars; seven per cent of so much thereof as exceeds one hundred forty thousand dollars but does not exceed two hundred fifty thousand dollars; eight and one-quarter per cent of so much thereof as exceeds two hundred fifty thousand dollars but does not exceed three hundred seventy-five thousand dollars; eight and three-quarters per cent of so much thereof as exceeds three hundred seventy-five thousand dollars. Of the amounts so paid to the state treasurer, a sum equal to ninety-five per cent of said total contributions shall be distributed in accordance with the provisions of section 2 of this chapter, and a sum equal to five per cent of said total contributions shall be expended for the promotion of agriculture in the state under the direction of the commissioner of agriculture.

Each person, association or corporation licensed to conduct a greyhound race or race meet under this chapter shall also pay to the city or town treasurer in which the racing plant is located the sum of three hundred dollars for each day of racing, provided said person, association, or corporation has a license to conduct races or race meets for more than eight days during the year for which the license is issued. If said person, association, or corporation has a license to conduct races or race meets for eight days or less, the said per diem fee shall be determined by the commission.

285-A:24. *Payment.* Payments under the preceding section shall be made not later than seven days after each race and shall be accompanied by a report under oath showing the total of all said contributions to pari-mutuel pools covered by such report and such other information as the commission may require.

285-A:25. *Distribution to Agricultural Fairs.* The portion of the tax on pari mutuel pools to be distributed for the promotion of agriculture, as provided in section 23 hereof, shall be distributed by the commissioner of agriculture in accordance with the following plan as to all agricultural fairs

holding yearly exhibitions in the state and paying premiums of five hundred dollars or more annually. Each year a payment of one hundred dollars shall be paid to all such agricultural fairs. The balance of said fund shall be distributed pro rata to said fairs based on the amount of competitive or educational agricultural premiums paid in the preceding calendar year by said fair. In determining the premiums paid the commissioner shall take into consideration the premiums paid for contests, exhibits or displays of domestic livestock, household products, farm crops, and those made by 4-H clubs or other similar groups.

285-A:26. *Reports as to Basis of Distribution.* The commissioner of agriculture shall make such reasonable rules and regulations relative to the reports of premiums as he may deem necessary to enable him to determine the pro rata distributions to be made of the sums hereinbefore provided.

285-A:27. *Audit by Tax Commission of Accounts of Agricultural Fairs.* The tax commission shall annually at the cost and expense of each such fair audit all accounts of fairs receiving money under the provisions of this chapter, and the report of each such audit, when completed, shall be submitted to the president, treasurer and clerk of each fair so audited.

285-A:28. *Report of Audit.* A report of each audit shall be made to the commissioner of agriculture by the tax commission and shall be available to the public.

285-A:29. *Records for Purpose of Audit.* Each such fair shall use the calendar year as its fiscal year and shall keep such books, records and reports of its fiscal officers and follow such reasonable accounting methods as may be, from time to time, prescribed by the tax commission which is hereby authorized to require the production of all such books, records, vouchers and other papers and documents as will enable it to make a full, accurate and complete audit. All such records shall be preserved for three years following the date of said audit.

285-A:30. *Failure to Keep Records.* The failure to keep such books, records and papers and follow such approved methods shall be considered sufficient cause for the commissioner of agriculture to withhold the distribution of funds provided for hereunder to the fair or fairs otherwise entitled

thereto until such books, records and papers are made available for audit and such audit made. Any funds remaining in the hands of the commissioner of agriculture which are not distributed because of continued failure to comply with the provisions of section 29 hereof, shall be distributed after a period of one year, to the fairs which complied with the provisions of said section for the year in question.

285-A:31. *Unclaimed Ticket Money.* On or before the first Monday in December of each year, every person, association, or corporation conducting a greyhound race or race meet hereunder, shall pay to the state treasurer all monies collected during the year for pari-mutuel pool tickets which have not been redeemed. The books or records which clearly show the tickets entitled to reimbursement in any given race shall be forwarded to the commission. Said monies shall be retained by the state treasurer and he shall pay the amount due on any ticket to the holder thereof upon an order from the commission. After the expiration of three years, any or all such monies still in the custody of the state treasurer shall become a part of the Greyhound Racing Sinking Fund as provided in section 2.

285-A:32. *Records of Receipts.* Every person, association or corporation conducting a greyhound race or race meet hereunder shall so keep its books and records as to clearly show the total number of admissions and the total amount of money contributed to every pari-mutuel pool on each race separately and the amount of money received daily from admission fees, and within sixty days after the conclusion of every race meeting shall submit to the commission a complete audit of its accounts, certified by a public accountant qualified to practice in the state and approved by the commission.

285-A:33. *Minors.* No minors, whether attending a race or employed in any manner on or about a race track, shall be permitted to participate in any pari-mutuel pool or be admitted to any pari-mutuel enclosure.

285-A:34. *Effect on Other Laws.* Sections 1 to 4 of chapter 338, RSA, shall not apply to pari-mutuel pools provided for herein.

False Entries; Names of Greyhounds

285-A:35. *False Entry.* No person shall knowingly enter or cause to be entered for competition, or knowingly compete with, any greyhound under any other than its true name, or out of its proper class, for any purse, prize, premium, stake or sweepstakes offered to the winner of a contest of speed.

285-A:36. *Name.* The name of any greyhound, for the purpose of entry for competition or performance in any contest of speed, shall be the name under which said greyhound has publicly performed, and shall not be changed, except as provided by the code of printed rules of the society or association under which the contest is advertised to be conducted.

285-A:37. *Penalty.* Any person violating any provision of sections 35 or 36 shall be imprisoned not more than three years, or fined not less than one hundred nor more than one thousand dollars.

Tampering with Greyhounds

285-A:38. *Malicious Interference with Greyhounds.* Any person who wilfully or maliciously attempts to or does interfere with, tamper with, injure, or destroy by the use of narcotics, drugs, stimulants, or appliances of any kind any greyhound used for the purpose of racing, whether such greyhound be the property of such person or another, or who wilfully or maliciously causes, instigates, counsels, or in any way aids or abets any such interference, tampering, injury, or destruction shall, upon conviction, be fined not more than five thousand dollars or imprisoned for not more than three years or both, in the discretion of the court, and the owner of any greyhound engaged in racing within this state that is found to have been stimulated or doped, or any entry of which such greyhound is a part, shall be denied any part of the purse offered for such race, and the purse shall be distributed as in the case of a disqualification.

285-A:39. *Approval of Location.* No license for a racing meeting shall be granted by the commission for greyhound racing in any city or town in the state unless the location of the race track where such meeting is to be held or races conducted has been once approved by the mayor and aldermen of said city or the selectmen of said town.

Constitutionality

285-A:40. *Constitutionality.* If any provision of this chapter, or the application thereof to any person, association, corporation or circumstances, is held invalid, the remainder of the chapter and the application of such provisions to other persons, associations, corporations or circumstances shall not be affected thereby.

(b) By changing Section 3 of House Bill No. 50 to Section 4 "Takes Effect" so that same shall read:

4. *Takes Effect.* Notwithstanding any other provision of law, this act shall take effect upon its passage.

The Clerk began to read the amendment.

Point of Order

The Chair recognized Mr. Pillsbury of Manchester who requested that the Chair rule on the germaneness of the amendment offered by Mr. Angus of Claremont.

Speaker's Ruling

The Speaker ruled that the amendment offered by Mr. Angus of Claremont was not germane to House Bill No. 50, now under consideration, stating that House Bill No. 50 deals solely with the percentage of take and division thereof of pari-mutuel betting pools at horse races while the proposed amendment legalizes an entirely different form of pari-mutuel betting.

The question now being, Shall House Bill No. 50 be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Pickett of Keene moved that the rules be so far suspended as to permit House Bill No. 50 to be put on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 50, An Act relating to pari-mutuel pools was read a third time and passed, and sent to the Senate for concurrence.

Reconsideration

Mr. Kearns of Manchester moved that the House reconsider its vote whereby it passed House Bill No. 50, An Act relating to pari-mutuel pools.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. Malley of Somersworth, for the Somersworth Delelegation, offered the following resolution:

Whereas, we have learned with sorrow of the passing of Edmond G. Hebert, who was serving his third term as Representative from Somersworth, therefore be it

Resolved, That we, the members of the House of Representatives hereby pay tribute to his services to his city and state, and extend our deepest sympathy to the family in its bereavement, and be it further

Resolved, That the Speaker appoint a committee to attend the funeral and that the Clerk procure a floral tribute, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to the widow, Mrs. Hebert.

On a standing vote the resolution was unanimously adopted.

The Chair appointed the following members of the House as a delegation to attend the funeral:

Messrs. Maloomian, Malley, Beamis and Cormier of Somersworth, Mr. Pinkham of Northwood, Mr. Peaslee of Wakefield, Mr. Maxham of Concord, Mr. Simoneau of Laconia, Mr. Brown of Strafford, Mrs. St. Pierre of Rochester, Mr. Sawyer of Brookfield, Mr. Desjardins and Mrs. Blanchette of Dover, Mr. Labranche of Newmarket.

Messrs. Cornelius and Swett of Lancaster offered the following resolution:

Whereas, Mrs. Millie D. Simonds, wife of former Representative Arthur L. Simonds of Lancaster, has passed away, therefore be it

Resolved, That we, the members of the House of Representatives hereby express our sympathy to the family in its bereavement, and be it further

Resolved, That the Clerk of the House transmit to Mr. Simonds a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

Third Reading

The following bill was read a third time, passed, and sent to the Senate for concurrence.

House Bill No. 330, An Act relative to balloting for town manager.

On motion of Mrs. Moulton of New Durham the House adjourned at 1:37 o'clock.

WEDNESDAY, APRIL 3, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend A. George Reinelt, pastor of the Baptist Church of Franklin.

Our Heavenly Father, we invoke Thy blessing upon this assembly gathered here for the purpose of guiding the affairs of our State in matters that influence the way of life for all citizens who dwell within its borders.

Endow these men and women with a true sense of their responsibilities and grant them a vision of the great things which can be accomplished when they seek the guidance of Thy wisdom and the blessings of Thy Spirit — for when we have faith in Thee, we have confidence in ourselves; when we rely upon the source of Thy power, we have a strength that can move mountains; and when we seek to do Thy will, we accomplish far more that the goals toward which our own poor powers of human endeavor dare aspire after.

Help us all to prove ourselves worthy servants of Thine. Amen.

Salute to the Flag

Mrs. Reney of Grantham led the Convention in the salute to the flag.

Guest of the Convention

The Speaker introduced Mrs. Patrick H. Kveton of Dallas, Texas, National President of the Ladies Auxiliary to the Veterans of Foreign Wars, who briefly addressed the Convention.

On motion of Senator Delude of District No. 8, the Convention rose.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Mr. Clinton Baker, a Spanish War veteran, sponsored by Mr. Merrifield of Sunapee.

The 7th grade of the Loudon School, sponsored by Mr. Jenkins of Loudon.

Thomas Dunnington, Jr., sponsored by his father, Mr. Dunnington of Dover.

Leave of Absence

Mr. Varney of Rochester was granted leave of absence for the day on account of important business.

Introduction of Bills and Joint Resolution

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. McMeekin of Haverhill (by request), House Bill No. 396, An Act relative to destruction of records in connection with commission of minor crimes. To the Committee on Judiciary.

By Mr. Monahan of Hanover, House Bill No. 397, An Act relative to recreational roads at Bear Brook state reservation. To the Committee on Public Works.

By Mr. Tiffany of Concord, House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor. To the Committee on Executive Departments and Administration.

By Mr. Roberts of Conway, House Joint Resolution No. 45, Joint Resolution relative to improvements to and a study of, facilities at Echo Lake — Cathedral Ledge State Park in North Conway. To the Committee on Resources, Recreation and Development.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 64, An Act relative to expenditure of state appropriations.

Senate Bill No. 92, An Act relative to certain transfers from the employees' retirement system to the firemen's retirement system.

Senate Bill No. 97, An Act relative to registers of deeds.

Senate Bill No. 103, An Act relative to increasing the borrowing capacity of school districts.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 64, An Act relative to expenditure of state appropriations. To the Committee on Appropriations.

Senate Bill No. 92, An Act relative to certain transfers from the employees' retirement system to the firemen's retirement system. To the Committee on Executive Departments and Administration.

Senate Bill No. 97, An Act relative to registers of deeds. To the Committee on Municipal and County Government.

Senate Bill No. 103, An Act relative to increasing the borrowing capacity of school districts. To the Committee on Education.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following bill:

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in

passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 60, An Act relating to causes for divorce.

House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail.

House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School for Girls.

House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the general court.

Committee Appointment

Mrs. Sadler of Portsmouth to the Committee on Public Health.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Valliere of Rollinsford the House adjourned at 11:27 o'clock.

THURSDAY, APRIL 4, 1957

The House met at 11:00 o'clock.

House

Prayer was offered by the Chaplain.

O Heavenly Father, who hast filled the world with beauty: open, we beseech Thee, our eyes to behold Thy gracious hand in all Thy works. May we rejoice in Thy whole creation, and may we learn to serve Thee with gladness.

We thank Thee for the rest of the past night and for the gift of this beautiful day. What is before us this day we know not, but this we know: that all things are ordered and sure. Everything is ordered with unerring wisdom and unbounded love by Thee, our God. Wilt Thou grant us in all things to see Thy hand. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Hayward of Hanover led the House in the salute to the flag.

Introduction of Guests

The Speaker introduced grade 8 of the Lincoln School as guests of the House, sponsored by Mr. McGee of Lincoln.

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Green of Manchester, House Bill No. 399, An Act to authorize the employment of an additional assistant attorney general and clerical assistance for the law department. To the Committee on Appropriations.

By Mr. McMeekin of Haverhill, House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals. To the Committee on Executive Departments and Administration.

By Mr. Hambleton of Goffstown, House Bill No. 401, An Act relative to vicious dogs. To the Committee on Judiciary.

By Rules Committee (Mr. Young of Pittsfield), House Bill No. 402, An Act relative to exemptions from the stock-in-trade tax. To the Committee on Ways and Means.

By Mr. Angus of Claremont, House Bill No. 403, An Act relative to transfer of permanent motor vehicle inspectors who are present members of the state employees' retirement system to the policemen's retirement system. To the Committee on Executive Department and Administration.

By Committee on Rules (Mr. Chandler of Bartlett), House Joint Resolution No. 46, Joint Resolution in favor of Kenneth W. Hayward. To the Committee on Claims.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis.

Senate Bill No. 55, An Act relative to the practice of chiropody.

Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog lake.

Senate Bill No. 100, An Act relative to reforestation week and Arbor Day.

Senate Bills Read and Referred

The following Senate bills and Senate joint resolutions were severally read a first and second time, laid upon the table and referred as follows:

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis. To the Committee on Claims.

Senate Bill No. 55, An Act relative to the practice of chiropody. To the Committee on Public Health.

Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog lake. To the Committee on Fish and Game.

Senate Bill No. 100, An Act relative to reforestation and Arbor Day. To the Committee on Resources, Recreation and Development.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolutions sent up from the House of Representatives:

House Bill No. 218, An Act relative to fees for funeral directors and embalmers.

House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell, Jr.

House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlbert.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 144, An Act relative to the sale of drugs.

Amend said bill by striking out section 4 and inserting in place thereof the following:

4. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mrs. Moulton of New Durham, the House concurred in the amendment sent down from the Honorable Senate.

House Bill No. 274, An Act relative to powers and duties of arborists.

Amend said bill by striking out section 2 and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mr. Broadhurst of Franklin, the House concurred in the amendment sent down from the Honorable Senate.

House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass.

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following: The sum of seven hundred and fifty dollars is hereby appropriated to reimburse Howard L. Cass of Campton for damages sustained by him because of a loss sustained by said Howard L. Cass as a result of a highway department survey in connection with a highway. The sum hereby appropriated shall be a charge on the highway funds.

On motion of Mr. Willey of Campton the House concurred in the amendment sent down from the Honorable Senate.

Committee Reports

Mr. Henry of Concord, for the Committee on Aviation, to whom was referred House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out the word "construction" in the first, third and fifth lines and inserting in place thereof the word, development; further amend said section by striking out the words "excluding the cost of land and buildings," and inserting in place thereof the words, as

defined under the Federal Aid Airport Program, so that said section as amended shall read as follows:

1. *Airport Aid and Development Program.* The sum of three hundred thousand dollars is hereby appropriated to be used as needed by the aeronautics commission for the purpose of equal matching of town funds for the development of airports, under the Federal Aid Airport Program or for equal matching of town funds for the development of airports as defined under the Federal Aid Airport Program by state contributions not in excess of five thousand dollars.

Amend the bill by inserting after section 1 the following new section:

2. *Aeronautical Appropriations.* Notwithstanding other provisions of law the unexpended balance of the amount appropriated by section 33 of chapter 306 of the Revised Laws, as inserted by section 10, chapter 281, Laws of 1947, chapter 19, Laws of 1953, and chapter 236, Laws of 1955, shall be deemed to be appropriated for the purposes specified in said section and be available for such expenditures until June 30, 1959.

Further amend the bill by renumbering section 2 to read section 3. and by renumbering the ensuing sections in their numerical sequence.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the Rules.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 11 (in new draft and new caption), Joint Resolution in favor of certain towns in payment of porcupine bounties, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Bigelow of Warner explained the joint resolution.

On a *viva voce* vote the joint resolution was ordered to a third reading.

The Committee on Claims, to whom was referred House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith, having considered the same, reported the same with

the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said joint resolution by striking out the words "nine hundred and fifteen" in the first line and inserting in place thereof the words, five hundred, so that said resolution as amended shall read as follows:

That the sum of five hundred dollars is hereby appropriated to reimburse Florence Smith for injuries which occurred because of an accident at the Laconia State School. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 28, Joint Resolution in favor of Frederick W. Ordway, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 27, Joint Resolution in favor of Neil B. Ordway, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 26, Joint Resolution in favor of George F. Ordway, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 9, Joint Resolution in favor of Frederic C. Lund, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Sanborn of Hampton Falls, for the Committee on Education, to whom was referred House Bill No. 350, An Act relative to borrowing capacity for cooperative school districts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Payette of Portsmouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Rathbone of Exeter, Mr. Merrill of Exeter explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Ecker of Manchester, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 56, An Act relative to liability of relatives to contribute to support of poor persons, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 39, An Act relative to payments to state institutions, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 284, An Act relative to the open season for taking fur-bearing

animals, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out the word "fifteenth" in the third and fifth lines and inserting in place thereof the word, twentieth and by inserting after the word "fifteenth" in third line the words, and by adding after the word "first" in the third line, the words, in Coos county only, and by adding after the word "first" in the sixth line the words, in Coos county only, so that said section as amended shall read as follows:

1. *Fur-bearing Animals; Open Season.* Amend RSA 210:1 (supp) as amended by 1955, 65:1 and 97:1 by striking out the words "November first" and inserting in place thereof the words, October twentieth, and by adding after the word "first" in the third line the words, in Coos county only so that said section as amended shall read as follows:

210:1. *Otter, Mink, etc.* Otter, mink, skunk, or muskrat may be taken and possessed from October twentieth to February first in Coos county only. In addition to the above open season otter may be taken and possessed at any time when and any place where the director has declared an open season as provided in section 5.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Duke of Hanover, for the Committee on Military and Veterans Affairs, to whom was referred Concurrent Resolution on naming Portsmouth Air Base, having considered the same, reported the same with the recommendation that the concurrent resolution ought to be adopted.

The report was accepted.

The question being on the adoption of the concurrent resolution.

(Discussion ensued)

Mrs. Dondero of Portsmouth spoke against the concurrent resolution.

Mr. Bloomfield of Claremont spoke in favor of the concurrent resolution.

On a *viva voce* vote the concurrent resolution was adopted and sent to the Senate for concurrence.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 107, An Act relative to adoption of minors, and aid to needy children, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out the word "child-caring" in the third and twenty-eighth lines and inserting in place thereof the word, child-placing, and by striking out the word "a" in the seventh and thirty-second lines and inserting in place thereof the word, the, so that said section as amended shall read as follows:

1. *Adoption of Minors.* Amend RSA 461:2 by inserting the following at the end of said section: In cases where the child has been placed for adoption by a licensed child-placing agency, the judge of probate may at his discretion refer the case to the placing agency for investigation, which agency shall thereupon make the investigation and report hereinbefore required. When the woman petitioner in a petition for adoption of a minor is the natural mother of the child, the judge of probate may proceed to hearing and decree in the matter without the notice required by this section, provided he is satisfied as to the identity and relationship of the parties, that the petitioners are of sufficient ability to bring up and properly to educate the child, and that it is fit and proper that the adoption should take effect, so that said section as amended shall read as follows: 461:2. *Investigation.* The register of probate shall send to the department of public welfare a copy of every petition for adoption of minors filed in probate court within seven days after it is filed. Said department shall make, or cause to be made at its direction, an investigation to determine whether the petitioners and their home are suitable for the proper rearing of the child, due regard being given the race and religion of the child and the petitioners, and when ordered by the court said department shall make or cause to be made at its direction an investigation to determine the condition and antecedents of the child for the purpose of ascertaining whether he is a proper subject for adoption. Said department shall submit to the court, not later than sixty days after the receipt of said petition such report as will give the court full knowledge as to the desirability of the proposed

adoption. Such reports shall not be examined by any person not a party to the proceedings without an order from the court. In cases where the child has been placed for adoption by a licensed child-placing agency, the judge of probate may at his discretion refer the case to the placing agency for investigation, which agency shall thereupon make the investigation and report hereinbefore required. When the woman petitioner in a petition for adoption of a minor is the natural mother of the child, the judge of probate may proceed to hearing and decree in the matter without the notice required by this section, provided he is satisfied as to the identity and relationship of the parties, that the petitioners are of sufficient ability to bring up and properly to educate the child, and that it is fit and proper that the adoption should take effect.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 348, An Act relative to a road from Canaan Center to Lyme Center, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 171, An Act changing classification of a road in Groton, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill, for the Committee on Rules, to whom was referred Concurrent Resolution relating to conference committees, having considered the same, reported the same with the recommendation that the Concurrent Resolution ought to be adopted.

The report was accepted and on a *viva voce* vote the Concurrent Resolution was adopted and sent to the Senate for concurrence.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 288, An Act relative to preparation and posting of check lists in the city of Portsmouth, having considered the same, reported the same with the following amendment, and recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Check Lists.* Amend 1947, 378:3 by inserting after the word "check list" in the first line the words, in any ward, and by striking out the word "throughout" in the fifth line and inserting in place thereof the words, in any ward of, so that said section as amended shall read as follows: 378:3. *Preparation; Posting Check Lists.* No check list in any ward prepared for a previous election shall be used at any subsequent election if the board of registrars has, during the period of registration just closed, made over one hundred changes in any ward of the city in said check lists; said changes to include both new registrations and changes in address of legal voters already registered. Every check list shall state in bold type at the top of the list, that it is an alphabetical list of male or female voters, as the case may be, in ward — , city of Portsmouth, together with the date, the latter being the month, day and year of the election for which the list has been prepared. On the second Monday preceding the day of election, the registrars shall post on the outside of each of the ward buildings and in one other public place in each ward, the check list to be used in that ward at the election and said board shall also file with the city clerk for public inspection check lists of each of the several wards. Before the check lists are posted in each ward and filed with the city clerk, the regis-

trars shall take and subscribe before a notary public or justice of the peace the following oath, the blanks being first properly filled, which oath shall appear upon each list, to wit:

We, the board of registrars of voters of the city of Portsmouth, do solemnly swear that, according to our best knowledge, the within list contains the names of those persons only who are by actual residence the legal registered voters in ward — in said city. So help us God.

The magistrate before whom said oath is taken shall make on the face of said check list a certificate thereof. The board shall also file with the city clerk a statement stating that the check lists have been posted in each of the several wards as required by this act, and shall state the location of the places at which the check lists were posted, and the day and hour at which the posting occurred. Said statement shall be sworn to before a notary public or justice of the peace and shall be open to public inspection at the office of the city clerk for at least sixty days following the day of election.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Frizzell of Charlestown, for the Committee on Judiciary, to whom was referred Senate Bill No. 48, An Act relative to fee paid by legislative counsel, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by adding at the end thereof the words, provided, however, that where the registrant is a member of a partnership, a partner or associate of said partnership may substitute for the registrant as legislative counsel for the same employer without payment of any additional fee, so that said section as amended shall read as follows:

1. *Legislative Counsel.* Amend RSA 15:2 by striking out said section and inserting in place thereof the following: 15:2 — *Fee for Registration.* The fee for registration as legislative counsel for any one employer for any one legislative session, in accordance with the provisions of section 1 of this chapter, shall be ten dollars; provided, however, that where the registrant is a member of a partnership, a partner or associate of said partnership may substitute for the registrant

as legislative counsel for the same employer without payment of any additional fee.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 25, An Act relating to gifts of securities and money to minors, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bennett of Keene. for the Committee on Judiciary, to whom was referred Senate Bill No. 50, An Act relative to special sessions of probate courts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the word "five" in the sixth line and inserting in place thereof the word, ten; and further amend said section by striking out the words "provided that when testimony is taken he may be allowed ten dollars plus his expenses" in lines six and seven, so that said section as amended shall read as follows:

1. *Judges of Probate.* Amend RSA 547:23 (supp) as amended by 1955, 142:1, by striking out said section and inserting in place thereof the following: 547:23. *Special Sessions.* Whenever the judge, at the request of the parties, shall attend an uncontested hearing on days other than those fixed by statute as the regular days for the sitting of the probate court, he may be allowed ten dollars for his service plus his expenses. In the case of a contested hearing, he may be allowed additional compensation which shall not exceed an additional ten dollars for a half day or an additional twenty dollars for a whole day plus his expenses. Such compensation and expenses shall be paid by the party applying for the hearing, unless the judge orders otherwise.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Healey of Manchester, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 10,

Joint Resolution relative to ascertaining the desires of the people on the question of taxation, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 119, An Act relative to illuminated signs for roadside advertising, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out said title and inserting in place thereof the following:

An Act prohibiting certain lights along a highway.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following: 1. *Lights Along Highways.* Amend RSA 249 by inserting after section 49, as inserted by 1955, 135:1 the following new section:

249:50. *Prohibition.* It shall be unlawful to place any light along a highway so positioned as to blind or dazzle the vision of travelers on the adjacent highway. The commissioner of public works and highways shall enforce provisions of this section for lights along Class I, II or III highways and the selectmen shall enforce the provisions hereof on Class V and VI highways. Whenever a person shall violate the provisions of this section he shall be given written notice to correct the location of the light. If he does not so correct the location of the light within a period of thirty days from the date of written notice to do so, he shall be prosecuted for violation of the provisions hereof. Whoever violates any provision of this

section shall be fined not more than one hundred dollars and shall cease all operation of such offending light.

The report was accepted.

The Chair recognized Mr. McMeekin of Haverhill who raised a question as to the reason why Class IV highways were omitted from the foregoing bill and amendment.

Laid Upon the Table Under Rule 48

House Bill No. 119, An Act relative to illuminated signs for roadside advertising, with pending amendment, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Wednesday, April 10.

Taken From the Table Under Rule 48

House Bill No. 243, An Act relative to state employees' annual and sick leave, was taken from the table.

The question being on the amendment offered by the Committee on Executive Departments and Administration as printed in the Journal for Thursday, March 28, pages 7 and 8.

On a *viva voce* vote, the amendment was adopted, and the bill referred to the Committee on Appropriations under the rules.

House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, was taken from the table.

The question being on the amendment offered by the Committee on Resources, Recreation and Development as printed in the Journal for Tuesday, April 2, pages 11 and 12.

On a *viva voce* vote, the amendment was adopted, and the bill referred to the Committee on Appropriations under the rules.

Committee Report

Mr. Kidder of Shelbourne, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 252, An Act providing for an official state bird, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pillsbury of Manchester offered the following amendment to House Bill No. 252:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *State Birds.* Amend RSA 3 by inserting at the end of said chapter the following new section: 3:10. *Designations.* The purple finch is hereby designated as the official bird for all the counties of the state except the county of Hillsborough. In the county of Hillsborough the official bird shall be the crow.

(Discussion ensued)

Messrs. Pillsbury and Geisel of Manchester spoke in favor of the amendment.

Messrs. Nickerson of Goffstown and Broadhurst of Franklin and Mrs. Brungot of Berlin spoke against the amendment.

Mr. Pickett of Keene moved that further consideration of House Bill No. 252 and pending amendment be indefinitely postponed.

(Discussion ensued)

Messrs. Pickett of Keene and Chandler of Bartlett spoke in favor of the motion.

Messrs. Monahan of Hanover and Barney of Rumney spoke against the motion.

Mr. Craig of Manchester moved that House Bill No. 252 with pending amendment be committed to the Committee on Aviation.

(Discussion ensued)

Messrs. Craig and Lafond of Manchester spoke in favor of the motion.

Messrs. Clement of Rochester and Merrill of Exeter spoke against the motion.

The question being on the motion that House Bill No. 252 with pending amendment be committed to the Committee on Aviation.

On a *viva voce* vote the motion did not prevail.

The question now being on the motion to indefinitely postpone.

On a *viva voce* vote the motion did not prevail.

The question now being on the amendment offered by Mr. Pillsbury of Manchester.

On a *viva voce* vote the negative prevailed and the amendment was not adopted.

The question now being, Shall the bill be read a third time?

Mr. Pickett of Keene spoke in favor of the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Soucy of Manchester, Ward 1 moved that the rules be so far suspended as to permit House Bill No. 252, An Act providing for an official state bird, to be put on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 252, An Act providing for an official state bird, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Clement of Rochester moved that the House reconsider its vote whereby it passed House Bill No. 252, An Act providing for an official state bird.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolution

Mr. Karagianis of Laconia offered the following resolution:

Whereas, the State of New Hampshire is highly honored to have a Sub-Committee on International Organizations and Movements, Committee on Foreign Affairs, of the United States House of Representatives, meet in the city of Laconia, on Friday, April 5, 1957 at the Garden Theatre, and

Whereas, the committee has invited the people of New Hampshire to visit Laconia on that date and express their views on national and international affairs, and

Whereas, Honorable Chester E. Merrow, Congressman from the State of New Hampshire is a member of that Sub-Committee and will appear at that time, therefore be it

Resolved, That we, the members of the House of Representatives, do hereby offer our gratitude to said Sub-Committee for extending to this State the distinction of being its

choice for its first meeting outside of Washington, District of Columbia, and be it further

Resolved, That a copy of these resolutions be forwarded to the Chairman of the Sub-Committee on International Organizations and Movements, Honorable A. S. J. Carnahan and to Congressman Merrow.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and third reading of resolutions by caption only, and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following House bills and joint resolutions were severally read a third time, passed and sent to the Honorable Senate for concurrence:

House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled.

House Bill No. 288, An Act relative to preparation and posting of check lists in the city of Portsmouth.

House Bill No. 171, An Act changing classification of a road in Groton.

House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway.

House Bill No. 107, An Act relative to adoption of minors, and aid to needy children.

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals.

House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses.

House Bill No. 350, An Act relative to borrowing capacity for co-operative school districts.

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

House Joint Resolution No. 11, Joint Resolution in favor of certain towns in payment of porcupine bounties.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 25, An Act relative to gifts of securities and money to minors.

Senate Bill No. 39, An Act relative to payments to state institutions.

The following Senate bills were severally read a third time and passed, and sent to the Honorable Senate for concurrence in the amendments adopted by the House:

Senate Bill No. 50, An Act relative to special sessions of probate court.

Senate Bill No. 48, An Act relating to fee paid by legislative counsel

On motion of Mrs. Hill of Conway the House adjourned at 12:50 o'clock.

TUESDAY, APRIL 9, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Almighty God, the giver of wisdom, without whose help resolutions are vain, without whose blessing study is ineffectual; enable us, if it be Thy will, to attain such knowledge as may qualify us to direct the doubtful, and instruct the ignorant; to prevent wrongs and terminate contentions; and grant that we may use that knowledge which we shall attain, to Thy glory and our own salvation, for Jesus Christ's sake. Amen.

SAMUEL JOHNSON, 1707-1784.

Salute to the Flag

Mrs. Williams of Grafton led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

A group from the Chichester Central School, sponsored by Mr. Bates of Chichester.

A group of Republican women of Hillsborough County, here for their "Legislative Day," sponsored by the Mesdames Ainley of Manchester, Cooper, Ramsdell and Record of Nashua.

Leaves of Absence

Messrs. Turner of Canterbury and Larty of Haverhill were granted leaves of absence for the day on account of illness.

Mr. Claflin of Wolfeboro was granted a leave of absence for the day on account of important business.

Mrs. Moulton of New Durham was granted a leave of absence for the day on account of important business.

Mr. Hambleton of Goffstown was granted a leave of absence for the week on account of important business.

Communication

Meredith, N. H.
April 5th, 1957

The Honorable W. Douglas Scamman
Speaker of the House
DEAR MR. SPEAKER:

Please extend my sincere thanks to the members of the House of Representatives for the scroll of sympathy which I received upon the death of my husband. Both my family and I deeply appreciate the thoughtfulness extended to us by this resolution.

SARAH B. RANSOM

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Hunter of Hampton, House Bill No. 404, An Act relative to issuance of hotel liquor licenses in towns voting against the sale of malt beverages. To the Committee on Liquor Laws.

By Mr. Geisel of Manchester, House Bill No. 405, An Act relative to annual returns of business corporations. To the Committee on Executive Departments and Administration.

By Committee on Rules (Mr. Malley of Somersworth), House Joint Resolution No. 47, Joint Resolution in favor of the estate of Edmond Hebert.

Printing Dispensed With

Mr. Walker of Concord moved that the rules of the House be so far suspended as to dispense with the printing of House Joint Resolution No. 47, and to permit said joint resolution to be put on third reading and final passage at the present time by caption only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Joint Resolution No. 47, Joint Resolution in favor of the estate of Edmond Hebert, was read a third time, passed and sent to the Honorable Senate for concurrence.

Committee Reports

Mr. Shattuck of Danville, for the Special Committee consisting of the members from the county of Rockingham, to whom was referred House Bill No. 82, An Act relative to the salary of treasurer of Rockingham county, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Special Order

Mr. Pickett of Keene called for the Special Order on the following entitled bills:

House Bill No. 114, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

House Bill No. 157, An Act authorizing the licensing of dog races on which the pari-mutuel system of betting shall be permitted.

House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

Committee Report

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 114, An Act to

legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Reconsideration

Mr. Haley of Keene moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Ways and Means, that House Bill No. 114, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission, is inexpedient to legislate.

On a *viva voce* vote the motion did not prevail.

Committee Report

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 157, An Act authorizing the licensing of dog races on which the pari-mutuel system of betting shall be permitted, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Reconsideration

Mr. Haley of Keene moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Ways and Means, that House Bill No. 157, An Act authorizing the licensing of dog races on which the pari-mutuel system of betting shall be permitted, is inexpedient to legislate.

On a *viva voce* vote the motion did not prevail.

Committee Report

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend RSA 285-A:2 as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

285-A:2. *Greyhound Racing Sinking Fund.* The state treasurer shall keep a separate account, to be known as the "Greyhound Racing Sinking Fund," to which shall be credited the tax on contributions to pari-mutuel pools, as provided for in this chapter, together with all fines, fees and forfeitures levied or obtained under the rules and regulations as established by the commission. Said fund, after paying the expenses of collection thereof and all expenditures provided for herein, shall be allowed to accumulate, and no expenditures shall be made therefrom until and unless otherwise ordered and authorized by the General Court of 1959 or thereafter.

Amend paragraph (c) RSA 285-A:15 as inserted by section 1 by adding after the word "stockholders" in the third line the words, and whether or not said directors are directors of any other corporation licensed to conduct horse races in New Hampshire under RSA 284, so that said paragraph as amended shall read as follows: (c) If a corporation, the name of the state under which it is incorporated with its principal place of business and the names and addresses of its directors and stockholders, and whether or not said directors are directors of any other corporation licensed to conduct horse races in New Hampshire under RSA 284.

Further amend RSA 285-A:15 as inserted by section 1 by adding at the end thereof the following new paragraph:

(h) No license shall be issued hereunder to a corporation whose directors are also directors in a corporation which holds a license under RSA 284 to conduct horse racing.

Amend the second paragraph of RSA 285-A:23 as inserted by section 1 by striking out the words "less than said eight days" in the seventh and eighth lines and inserting in place thereof the words, eight days or less, so that said paragraph as amended shall read as follows:

Each person, association or corporation licensed to conduct a greyhound race or race meet under this chapter shall also pay to the city or town treasurer in which the racing plant is located the sum of three hundred dollars for each day of racing, provided said person, association, or corporation has a license to conduct races or race meets for more than eight days during the year for which the license is issued. If said person, association, or corporation has a license to con-

duct races or race meets for eight days or less, the said per diem fee shall be determined by the commission.

Amend RSA 285-A:31 as inserted by section 1 by striking out the words "general funds of the state" in the last line and inserting in place thereof the words, Greyhound Racing Sinking Fund as provided in section 2," so that said section as amended shall read as follows:

285-A:31 *Unclaimed Ticket Money.* On or before the first Monday in December of each year, every person, association, or corporation conducting a greyhound race or race meet hereunder, shall pay to the state treasurer all monies collected during the year for pari-mutuel pool tickets which have not been redeemed. The books or records which clearly show the tickets entitled to reimbursement in any given race shall be forwarded to the commission. Said monies shall be retained by the state treasurer and he shall pay the amount due on any ticket to the holder thereof upon an order from the commission. After the expiration of three years any of such monies still in the custody of the state treasurer shall become a part of the Greyhound Racing Sinking Fund as provided in section 2.

Further amend RSA 285-A as inserted by section 1 by adding after section 285-A:38 the following new section; to read as follows:

285-A:39 *Approval of Location.* No license for a racing meeting shall be granted by the commission for greyhound racing in any city or town in the state unless the location of the race track where such meeting is to be held or races conducted has been once approved by the mayor and aldermen of said city or the selectmen of said town.

Further amend said chapter 285-A as inserted by section 1 by renumbering section 285-A:39 to read 285-A:40.

The report was accepted.

The undersigned, a minority of the Committee on Ways and Means, to whom was referred House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission, having considered

the same, and being unable to agree with the majority, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN J. KEARNS, RALPH M. WIGGIN,
R. L. CUMMINGS, MILDRED L. PALMER,
JOSEPH KERSHAW, THOMAS C. DUNNINGTON,
F. H. INGHAM, JAMES F. MALLEY.

The report was accepted.

The question being on the amendment offered by the committee.

Mrs. Miner of Meredith spoke in favor of the amendment.

Mr. Kearns of Manchester moved that further consideration of House Bill No. 118 be indefinitely postponed.

(Discussion ensued)

Messrs. Kearns of Manchester, Jones of Lebanon and Malley of Somersworth spoke in favor of the motion.

Messrs. Angus of Claremont, Terrill of Keene, Casey of Manchester, Bouvier of Swanzey, Battles of Kingston, Duke of Hanover and Mrs. St. Pierre of Rochester spoke against the motion.

At 12:32 o'clock the Speaker declared a recess until 1:20 o'clock.

Recess

After Recess

The House reconvened at 1:20 o'clock.

The question being on the motion that further consideration of House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission, be indefinitely postponed.

(Discussion ensued)

Miss Collyer of Lisbon spoke against the motion.

Mr. Deans of Milford and Miss Spollett of Hampstead spoke in favor of the motion.

Messrs. Comi of Concord, Allen of Concord and Nickerson of Goffstown spoke against the motion.

(Mr. Bell of Plymouth in the Chair)

Mr. Hersom of Northumberland spoke against the motion.

(Speaker in the Chair)

Mrs. Palmer of Plaistow spoke in favor of the motion.

Mr. Pickett of Keene spoke against the motion.

Mr. Tiffany of Concord spoke in favor of the motion.

Mr. Ecker of Manchester moved the previous question.

The question being, Shall the main question now be put? On a *viva voce* vote the main question was ordered.

The question being on the motion to indefinitely postpone.

Mrs. Gould of Wentworth's Location demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 190

COOS COUNTY: Russell of Berlin, Sheridan, Christiansen, Rix, Cornelius, Swett of Lancaster, Richardson, Taylor.

ROCKINGHAM COUNTY: Griffin, Tenney, Shattuck, Clark of Derry, Blair, Eastman of Exeter, Eldredge, Merrill, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Carter, Palmer, Barrett, Dondero, Sadler, Hayes, Landrigan, Philbrick, Haigh, Peever, Willis, Thorndike.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Dunnington, Rolfe, Maxfield, Nelson of Rochester, Currier, Clement, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, Lacaillade, Morin, Simoneau, Tilton, Burbank, Varrell, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Hill, Lamprey, Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Phelps, Kenevel, Vaughn of Bow, Moore, Davis of Concord, Henry, Cheney of Concord, White of Concord, Lessels, Tiffany, Corbett, Saltmarsh, Walker, Mahoney, Rufo, Sargent, Bunten, Nutter, Ayotte, Leonard, Mason, Mulaire, Nelson of Hopkinton, Jenkins, Wilman, Ayer, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Edwards, Wiggin of Bedford, Jennings, Poore, Fortin, Pickering, Williams of Hollis, Warren, Green, Danforth, Dewey, Pillsbury, Robb, Dwyer, Sullivan, Nolan, Winston, Healy of Manchester, ward 5,

Walsh, Ecker, LeClerc of Manchester, ward 7, Champagne, Delisle, Cary, Bergeron, Gilmartin, Kearns, Lafond, Nalette, Soucy of Manchester, ward 12, Gauthier, Gelinas, Lesmerises, Eaton of Mason, Peaslee of Merrimack, Deans, Cooper, Cummings, Saunders, Record, Brosnahan, Dugas, Latour, Sabluski, Locke, Thompson of New Ipswich, Dutton, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Spofford, Haley, Winch, McCullough, Wheeler, Bennett, Codding, Faulkner, Farr, Oliver, Ostlund, Yardley, Kershaw, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bradbury, Russell of Claremont, D'Amante, Desnoyer, Davis of Cornish, Rowell, Vaughan of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Stevenson, Bradley, Hayward, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Armstrong, Martin, Haskins, Bell, Loizeaux, Anderson.

Nays, 151

COOS COUNTY: Dussault, Fortier, Roy, Brungot, Fontaine, Gagnon, Lacasse of Berlin, Heath, Alls, Graham of Gorham, Keough, Potter, Bushey, Hersom, Kidder, Stinson, Gould.

ROCKINGHAM COUNTY: Prescott, Persson, Bisbee, Stancik, Nickerson of East Kingston, Battles, Sheehy, Labranche, Sewall, Cheney of Newton, Perkins, Wood, Foote, Murch, Dame, Joyce, Blaisdell, Russell of Portsmouth, Felch.

STRAFFORD COUNTY: Blanchette, Desjardins, LaBonte, Connell, Morrison, Murphy, Brown of Durham, Gilman, Drew, Dawson, Carignan, Lacasse of Rochester, St. Pierre, Varney, Valliere, Beamis.

BELKNAP COUNTY: Lucier, O'Shan, Dana, Miner, Smith of Meredith.

CARROLL COUNTY: Roberts, Thompson of Effingham, Willmott, Peaslee of Wakefield.

MERRIMACK COUNTY: Bates, Allen, Lafford, Gibson, Barnard, Cilley, Maxham, Comi, Broadhurst, Burke of Franklin, Kenney, Carpenter, DuDevoir, Gay of New London, Thibeault of Pembroke.

HILLSBOROUGH COUNTY: Bragdon, Nickerson of Goffstown, Crosby, Abbott, Gallagher, Paul, Pettigrew, Soucy of Manchester, ward 1, Geisel, Nerbonne, Kelley of Manchester, Douville, Callahan, Casey, Clancy, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, Tessier, Bonenfant, Craig, Hebert of Manchester, ward 8, King, Hurley, Philibert, Dion of Manchester, Thibodeau, Christy, Crowley, Falconer, Belcourt, Trombly, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Sweeney, Bouley, Jean, Bouthillier, Dumais, Bardol.

CHESHIRE COUNTY: Clark of Harrisville, Gordon, Terrill, Brown of Keene, Pickett, Tolman, Eaton of Stoddard, Swett of Sullivan, Ballam.

SULLIVAN COUNTY: Angus, Monblo, Nahil, Riley, Reney, Brown of Newport, Karr of Newport, Crane.

GRAFTON COUNTY: Bucklin, Plumer, Willey, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Duke, Chamberlain, Collyer, Kelley of Littleton, Barney, Sawyer of Woodstock.

Pairs

Mrs. Webb of Dover voting Yes, paired with Mr. Crandall of Dover voting No.

Mr. Moulton of New Durham voting Yes, paired with Mr. Pinkham of Northwood voting No.

Mr. Davis of Conway voting Yes, paired with Mr. Mott of Newington voting No.

Mr. Hambleton of Goffstown voting Yes, paired with Mr. Karagianis of Laconia voting No.

Mr. Morris of Manchester voting Yes, paired with Mr. Smith of Manchester voting No.

Mrs. Ramsdell of Nashua voting Yes, paired with Mr. Bouvier of Swanzey voting No.

Mr. Street of Sharon voting Yes, paired with Mr. Woodbury of Pembroke voting No.

Mr. Congdon of Troy voting Yes, paired with Mr. Galloway of Walpole voting No.

Mr. Larty of Haverhill voting Yes, paired with Mr. Hebert of Manchester, ward 12, voting No.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Kearns of Manchester moved that the House reconsider its vote whereby it voted to indefinitely postpone House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 191, An Act to increase salaries of justices of the supreme and superior courts.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Forest Fires.* Amend RSA 224:15 (supp) as amended by 1955, 311:1 by inserting after the word "caused" in the fifteenth line the word, either, and by adding after the word "agents" in the sixteenth line the words, or in cases in which there is negligence on the part of the town or its agents in collecting said expenses from violators under RSA 224:27, so that said section as amended shall read as follows:

224:15. *Apportionment of Expenses.* The expenses of fighting forest and brush fires in towns, and other expenses lawfully incurred by wardens and deputy wardens of said towns in preventing forest fires, shall be borne equally by the municipality and the state, except as otherwise herein provided, and except that when in any one town or city fiscal year the net total of sums, required for the suppression and prevention of forest and brush fires, excluding the initial cost of fire fighting equipment, to be so borne by such municipality, computed at rates within limits established by the forestry

and recreation commission and the state forester, shall equal one-quarter of one per cent of the latest equalized locally assessed valuation on such municipality; expenses incurred in excess of such sum shall be borne entirely by the state on the basis of the rate limits above specified. The provisions of this section shall not apply to expenses incurred in fighting any forest or brush fire when, as determined by the state forestry and recreation commission, such fire was caused either by the negligence of the town or of its agents; or in cases in which there is negligence on the part of the town or its agents in collecting said expenses from violators under RSA 224:27. Any determination of the forestry and recreation commission under the provisions of the preceding sentence shall be subject to rehearing and appeal as provided in RSA 541.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

Mr. Broadhurst of Franklin moved that the House nonconcur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed.

The Chair appointed Messrs. Broadhurst of Franklin, Monahan of Hanover and Pickett of Keene to serve on the Committee of Conference on behalf of the House.

Reports of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following House bills and House joint resolutions:

House Bill No. 60, An Act relating to causes for divorce.

House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the general court.

House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School for Girls.

House Bill No. 191, An Act to increase salaries of justices of the supreme and superior courts.

House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell Junior of Manchester.

House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlbert.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolution:

House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail.

House Bill No. 144, An Act relative to the sale of drugs.

House Bill No. 212, An Act relating to the construction of state armories.

House Bill No. 274, An Act relative to powers and duties of arborists.

Senate Bill No. 25, An Act relating to gifts of securities and money to minors.

Senate Bill No. 39, An Act relative to payments to state institutions.

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness.

House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass.

The reports were accepted.

On motion of Mrs. Palmer of Plaistow the House adjourned from the morning session.

Afternoon Session

Mr. Pickett of Keene moved that the rules be so far suspended as to permit third reading of bills by title only, and when the House adjourns today it be in honor of Mr. Green of Manchester on the occasion of his birthday.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 82, An Act relative to the salary of treasurer of Rockingham county, was read a third time, passed and sent to the Senate for concurrence.

On motion of Mrs. Record of Nashua the House adjourned at 3:07 o'clock.

WEDNESDAY, APRIL 10, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Quentin L. Hand, pastor of the Methodist Church in Suncook.

O God, we thank Thee for liberty. Guide these representatives in their use of liberty, that legal enactments shall conform to Thy moral law. And when the weight of their responsibility bows them down, may they take advantage of that position to seek Thy help in prayer. In Jesus' name we ask this. Amen.

Salute to the Flag

Miss Whipple of Lebanon led the Convention in the salute to the flag.

A concert by the A Cappella Choir of Plymouth Teachers' College was greatly appreciated by the Joint Convention.

On motion of Senator Horner of District No. 3, the Convention rose.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Arthur McDaniel, former member of the House from Nottingham, sponsored by Mr. Perkins of Nottingham.

Mrs. Antoinette N. Haggett, Town Clerk of Belmont, sponsored by her husband, Mr. Haggett of Belmont.

Daniel H. Monahan, senior in the Hanover High School, sponsored by his father, Mr. Monahan of Hanover.

Communication

Your kind expression of sympathy is gratefully acknowledged and deeply appreciated.

MR. AND MRS. LLOYD P. YOUNG

Leave of Absence

Mr. Sawyer of Brookfield was granted a leave of absence for the day on account of important business.

Introduction of Bills

The following bill was introduced, read a first and second time, laid upon the table for printing and referred as follows:

By Mr. Shattuck of Danville, House Bill No. 406, An Act to establish the New Hampshire Distributing Agency. To the Committee on Agriculture.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers.

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds.

Senate Bills Read and Referred

The following Senate bills were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers. To the Special Committee consisting of the Committees on Transportation and Ways and Means.

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds. To the Committee on Resources, Recreation and Development.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following Senate bills:

Senate Bill No. 48, An Act relative to fee paid by legislative counsel.

Senate Bill No. 50, An Act relative to special sessions of probate court.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court.

House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court.

House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court.

Report of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property.

House Bill No. 218, An Act relative to fees for funeral directors and embalmers.

House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court.

Senate Bill No. 48, An Act relative to fee paid by legislative counsel.

Senate Bill No. 50, An Act relative to special sessions of probate court.

The report was accepted.

Committee Reports

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 299, An Act relative to benefits under policemen's retirement system, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 149, An Act relative to fish and game license fees, having con-

sidered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 275, An Act relative to taking brook trout, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Chandler of Bartlett, Mr. Bisbee of Derry explained the bill.

Mr. Eaton of Stoddard offered the following amendment to House Bill No. 275:

Amend section 2 of the bill by striking out the words "upon its passage" and inserting in place thereof the following, October 1, 1957, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect October 1, 1957.

(Discussion ensued)

Messrs. Eaton of Stoddard and Chandler of Bartlett spoke in favor of the amendment.

Mr. Kelley of Littleton spoke against the amendment.

On a *viva voce* vote the negative prevailed and the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Duke of Hanover, for the Committee on Military and Veterans' Affairs, to whom was referred House Bill No. 329, An Act relative to veterans service officer, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *State Veterans Council.* Amend RSA 115 by inserting after section 5 the following new section: 115:5-a. *Field Service Officer.* In addition to other employees authorized under this chapter, the council shall appoint a field service officer, who shall be an honorably discharged veteran of a war in which the United States was engaged. The council shall fix the compensation of said field officer within the limits of the appropriation made therefor and said officer shall be entitled to reimbursement for his necessary expenses incurred in the performance of his official duties.

2. *Appropriation.* There is hereby appropriated the sum of three thousand five hundred dollars for the fiscal year ending June 30, 1958 and a like sum for the fiscal year ending June 30, 1959, for the payment of the salary and expenses of the field service officer of the state veterans council.

3. *Takes Effect.* This act shall take effect as of July 1, 1957.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the Rules.

The Committee on Municipal and County Government, to whom was referred House Bill No. 378, An Act relative to penalty for violating parking signs at court house property, having considered the same, reported the same with the recommendation that the bill ought to pass.

Mr. Eldredge of Exeter explained the bill in response to questions by Mr. Kearns of Manchester.

Mr. Belcourt of Nashua spoke in favor of the bill.

Mr. Kearns of Manchester moved that further consideration of House Bill No. 378 be indefinitely postponed.

(Discussion ensued)

Messrs. Kearns, Soucy and Craig of Manchester spoke in favor of the motion.

Mr. Deans of Milford spoke against the motion.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred House Joint Resolution No. 33, Joint Resolution directing the gov-

ernor to conduct a survey to provide adequate planning for a mental health program, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out the word "nine" in the sixth line and inserting in place thereof the word, ten, so that said joint resolution as amended shall read as follows:

That the governor is hereby authorized and directed to institute and conduct a survey of the organization and facilities throughout the state for the purpose of formulating a specific plan for the development of a comprehensive mental health program. In making such a study and survey authority is hereby granted to engage the services of competent, professional personnel necessary to carry out the intent of this resolution. The sum of ten thousand dollars is hereby appropriated for the study directed, such sum to be expended under the order of the governor. The governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lessels of Concord, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 40, Joint Resolution to provide community recreation services, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 296, An Act relative to membership on personnel advisory board in the city of Portsmouth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 294, An Act relative to positions in the service of the city of Portsmouth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 295, An Act relative to merit system of personnel in the service of the city of Portsmouth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 289, An Act relative to publication of ordinances of Portsmouth, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 119, An Act relative to illuminated signs for roadside advertising, was taken from the table.

The question being on the amendment offered by the Committee on Public Works as printed in the Journal for Thursday, April 4, on page 16.

Mr. Nickerson of East Kingston offered the following substitute amendment:

Amend section 1 of said bill by inserting before the words "Class V" the words, Class IV, so that said section as amended shall read as follows:

1. *Lights Along Highways.* Amend RSA 249 by inserting after section 49, as inserted by 1955, 135:1, the following new section: 249:50. *Prohibition.* It shall be unlawful to

place any light along a highway so positioned as to blind or dazzle the vision of travelers on the adjacent highway. The commissioner of public works and highways shall enforce the provisions of this section for lights along Class I, II or III highways and the selectmen shall enforce the provisions hereof on Class IV, Class V and VI highways. Whenever a person shall violate the provisions of this section he shall be given written notice to correct the location of the light. If he does not so correct the location of the light within a period of thirty days from the date of written notice to do so, he shall be prosecuted for violation of the provisions hereof. Whoever violates any provision of this section shall be fined not more than one hundred dollars and shall cease all operation of such offending light.

Mr. Nickerson of East Kingston explained the substitute amendment.

On a *viva voce* vote the substitute amendment was adopted and the bill was ordered to a third reading.

Committee Report

Mr. Locke of New Boston, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Recreation Division.* Amend RSA 218 by inserting after section 6 the following new section: 218:6-a. *Liability Insurance.* The director of recreation, subject to the approval of the forestry and recreation commission, shall purchase through the director of purchase and property after consultation with the board of approval established by RSA 93:2 public liability insurance on all state facilities operated for public recreation under the control of the forestry and recreation commission.

Further amend the bill by inserting after section 1 the following new section.

2. *Repeal.* RSA 227:2, relative to various types of in-

surance at Cannon Mountain, and RSA 227:10, relative to insurance at Mt. Sunapee recreational area, are hereby repealed.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted.

Laid Upon the Table Under Rule 48

House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, April 16th.

Committee Reports

Mr. Burbank of Laconia, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 264, An Act relating to the classification of Ammonoosuc River and its tributaries, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Broadhurst of Franklin moved that House Bill No. 264 be recommitted to the Committee on Resources, Recreation and Development.

On a *viva voce* vote the motion prevailed.

Mr. Haley of Keene, for the Special Committee consisting of the Committees on Judiciary and Ways and Means, to whom was referred House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Special Committee consisting of the Committees on Judiciary and Ways and Means, to whom was referred House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon, having considered the same, and being unable

to agree with the majority, reported the same with the recommendation that the bill ought to pass.

JOHN J. KEARNS,
DENNIS CASEY,
EDWARD MORRIS,
ALBERT DION,
FRED A. JONES,
DANIEL J. HEALY,

The reports were accepted.

Mr. Casey of Manchester moved that the report of the minority "ought to pass" be substituted for that of the majority "inexpedient to legislate."

Mr. Casey of Manchester spoke in favor of the motion.

Mr. Green of Manchester moved that further consideration of House Bill No. 322 be indefinitely postponed.

(Discussion ensued)

Messrs. Green of Manchester and McMeekin of Haverhill spoke in favor of the motion.

Messrs. Pickett of Keene, Betley of Manchester, Duke of Hanover and Jones of Lebanon spoke against the motion.

Mr. Bell of Plymouth moved the previous question.

On a *viva voce* vote the main question was ordered.

The main question being on the motion of Mr. Green of Manchester, that further consideration of House Bill No. 322 be indefinitely postponed.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. McMeekin of Haverhill demanded a division.

A division being had, 153 members voted in the affirmative and 141 members voted in the negative.

Mr. Betley of Manchester demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 160

HILLSBOROUGH COUNTY: Wiggin of Bedford, Jennings, Poore, Adams of Greenfield, Pickering, Williams of Hollis, Warren, Ainley, Green, Geisel, Pillsbury, King, Eaton of Mason, Peaslee of Merrimack, Deans, Cooper, Ramsdell, Saunders, Record, Dionne of Nashua, Dugas. Locke, Dutton, Rice, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Faulkner, Farr, Oliver, Ostlund, Kershaw, Terry Ingham.

SULLIVAN COUNTY: Frizzell, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Willey, Bradley, Hayward, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Porter, Townsend, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux.

COOS COUNTY: Rix, Cornelius, Swett of Lancaster, Richardson, Kidder, Gould, Taylor.

ROCKINGHAM COUNTY: Griffin, Prescott, Tenney, Shattuck, Batchelder, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Merrill, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Cheney of Newton, Carter, Palmer, Foote, Hayes, Blaisdell, Philbrick, Haigh, Willis, Thorndike.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Dunnington, Webb, Brown of Durham, Littlehale, Moulton, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, Tilton, Lucier, Burbank, Varrell, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Davis of Conway, Hill, Roberts, Lamprey, Nickerson of Tamworth, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Bates, Davis of Concord, Cheney of Concord, Lessels, Tiffany, Saltmarsh, Barnard, Cilley, Walker, Mahoney, Sargent, Bunten, Nutter, Broadhurst, Leonard, Mulaire, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Ayer, Chadwick.

Nays, 165

HILLSBOROUGH COUNTY: Edwards, Fortin, Gallagher, Paul, Pettigrew, Soucy of Manchester, ward 1, Danforth, Dewey, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Betley, Healy of Manchester, ward 5, Walsh,

Callahan, Casey, Clancy, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, Tessier, Champagne, Craig, Delisle, Hebert of Manchester, ward 8, Cary, Morris, Gilmartin, Kearns, Hurley, Lafond, Philibert, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Lesmerises, Christy, Crowley, Falconer, Cummings, Belcourt, Trombly, Brosnahan, Dufour, Maynard, Marcoux, Chartrain, Ryan, Bouley, Latour, Sabluski, Bouthillier, Dumais, Thompson of New Ipswich.

CHESHIRE COUNTY: Clark of Harrisville, Brown of Keene, Pickett, Tolman, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Congdon, Ballam, Galloway, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Monblo, Davis of Cornish, Riley, Reney, Brown of Newport.

GRAFTON COUNTY: Bucklin, Plumer, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Duke, Larty, Chamberlain, Jones, Whipple, McGee, Collyer, Armstrong, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Heath, Alls, Graham of Gorham, Keough, Bushey, Hersom, Stinson.

ROCKINGHAM COUNTY: White of Atkinson, Persson, Blair, Mott, Labranche, Sewall, Perkins, Barrett, Payette, Sadler, Wood, Murch, Joyce, Wardwell, Russell of Portsmouth, Felch.

STRAFFORD COUNTY: Blanchette, DesJardins, LaBonte, Connell, Stearns, Drew, Lacasse of Rochester, St. Pierre, Valliere, Maloomian.

BELKNAP COUNTY: Robertson, Lacaillade, McCarthy, Morin, Simoneau, Dana, Miner, Smith of Meredith.

CARROLL COUNTY: Thompson of Effingham, Willmott, Carr of Wolfeboro.

MERRIMACK COUNTY: Baron, Phelps, Allen, Lafford, Gibson, Corbett, O'Neil, Rufo, Burke of Franklin, Carpenter, Mason, DuDevoir, Gay of New London, Woodbury, Young, Bigelow.

Pairs

Mrs. Dondero of Portsmouth voting Yes, paired with Mr. Ecker of Manchester voting No.

And the motion to indefinitely postpone did not prevail.

The question now being on the motion to substitute the report of the minority "ought to pass" for that of the majority "inexpedient to legislate."

(Discussion ensued)

Messrs. Tenney of Chester, Pillsbury of Manchester and McMeekin of Haverhill spoke against the motion.

Messrs. Jones of Lebanon, Betley of Manchester and Pickett of Keene spoke in favor of the motion.

Mr. Haley of Keene demanded a division.

A division being had, 150 members voted in the affirmative and 154 members voted in the negative.

Mr. Betley of Manchester demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 153

HILLSBOROUGH COUNTY: Edwards, Pettigrew, Soucy of Manchester, ward 1; Dewey, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Betley, Healy of Manchester, ward 5; Walsh, Callahan, Casey, Clancy, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, Tessier, Champagne, Craig, Delisle, Hebert of Manchester, ward 8, Cary, Gilmartin, Kearns, Hurley, Philibert, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Lesmerises, Christy, Crowley, Falconer, Belcourt, Trombly, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Latour, Sabluski, Bouthillier, Dumais, Thompson of New Ipswich.

CHESHIRE COUNTY: Clark of Harrisville, Brown of Keene, Pickett, Tolman, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Congdon, Ballam, Thompson of Winchester.

SULLIVAN COUNTY: Bradbury, Angus, Monblo, Nahil, Riley, Reney, Brown of Newport.

GRAFTON COUNTY: Bucklin, Plumer, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Duke, Larty, Chamberlain, Whipple, McGee, Collyer, Armstrong, Barney, Anderson.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, LaCasse of Berlin, Heath, Graham of Gorham, Keough, Bushey, Hersom, Stinson.

ROCKINGHAM COUNTY: White of Atkinson, Persson, Blair, Mott, LaBranche, Sewall, Perkins, Barrett, Dondero, Payette, Sadler, Wood, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Felch.

STRAFFORD COUNTY: Blanchette, Desjardins, LaBonte, Stearns, Drew, LaCasse of Rochester, St. Pierre, Valliere, Maloomian.

BELKNAP COUNTY: Robertson, LaCaillade, McCarthy, Morin, Simoneau, Dana, Miner, Smith of Meredith.

CARROLL COUNTY: Thompson of Effingham, Willmott, Carr of Wolfeboro.

MERRIMACK COUNTY: Baron, Phelps, Allen, Lafford, Gibson, Corbett, Comi, Burke of Franklin, Carpenter, Mason, DuDevoir, Gay of New London, Woodbury, Young, Bigelow.

Nays, 161

HILLSBOROUGH COUNTY: Wiggin of Bedford, Jennings, Poore, Adams of Greenfield, Pickering, Williams of Hollis, Warren, Ainley, Green, Pillsbury, King, Eaton of Mason, Peaslee of Merrimack, Deans, Cooper, Cummings, Ramsdell, Saunders, Record, Dugas, Locke, Dutton, Rice, Street, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Faulkner, Farr, Oliver, Ostlund, Kershaw, Galloway, Terry, Ingham.

SULLIVAN COUNTY: Frizzell, Bloomfield, Davis of Cornish, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Willey, Bradley, Hayward, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Porter, Townsend, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux.

COOS COUNTY: Rix, Cornelius, Swett of Lancaster, Richardson, Kidder, Gould, Taylor.

ROCKINGHAM COUNTY: Griffin, Prescott, Tenney, Shattuck, Batchelder, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Merrill, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Cheney of Newton, Carter, Palmer, Foote, Hayes, Haigh, Willis, Thorndike.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Dunnington, Webb, Brown of Durham, Littlehale, Moulton, Maxfield, Nelson, Currier, Clement, Varney, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, Tilton, Lucier, Burbank, O'Shan, Varrell, Atwood.

CARROLL COUNTY: Morrill, Chandler, Davis of Conway, Hill, Roberts, Lamprey, Nickerson of Tamworth, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Bates, Davis of Concord, Cheney of Concord, Lessels, Tiffany, Saltmarsh, Barnard, Cilley, Walker, Rufo, Sargent, Bunten, Nutter, Broadhurst, Leonard, Mulaire, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Ayer, Chadwick.

Pairs

Mr. Morris of Manchester voting Yes, paired with Mrs. Mahoney of Concord voting No.

And the motion to substitute did not prevail.

The question now being on the adoption of the resolution of the Committee on Ways and Means that House Bill No. 322 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Betley of Manchester demanded the yeas and nays.

Mr. Betley of Manchester then withdrew his demand for the yeas and nays.

Postponement

Mr. McMeekin of Haverhill moved that consideration of House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll, be postponed until tomorrow morning.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 119, An Act relative to illuminated signs for roadside advertising.

House Bill No. 289, An Act relative to publication of ordinances of Portsmouth.

House Bill No. 275, An Act relative to taking brook trout.

House Bill No. 299, An Act relative to benefits under policemen's retirement system.

House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws.

The foregoing bills were severally read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Ways and Means that House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon, is inexpedient to legislate.

On a *viva voce* vote the motion to reconsider did not prevail.

On motion of Mrs. Reney of Grantham the House adjourned at 2:16 o'clock.

THURSDAY, APRIL 11, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Lord Jesus, who didst fill three short years with the revelation of all eternity, wilt Thou help us to make every minute count, delivering us from wasting time and teaching us how

to use it wisely and well. But let us remember, O Lord, that Thou wast never in a hurry. We pray this morning that Thou wilt slow us down, for we know that we live too fast. If we are to burn ourselves out, may it be in causes worth dying for. With all of eternity before us, wilt Thou slow us down that we may take time to think, time to pray and time to find out Thy will. Then give us the sense and the courage to do it, for the good of our people. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Dawson of Milton led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The Junior and Senior classes of Bethlehem High School, accompanied by Mrs. Doris Stevenson, wife of Mr. Stevenson of Bethlehem.

The Civics class of Antrim High School, sponsored by Mr. Edwards of Antrim.

Leaves of Absence

Messrs. Rufo of Concord, Davis of Conway, Crosby of Hillsborough and Pinkham of Northwood were granted leaves of absence for the day on account of important business.

Mr. White of Concord was granted leave of absence for the day on account of illness.

Communications

State of New Hampshire
Secretary of State
Concord

April 9, 1957

Speaker of the House of Representatives
State House
Concord, N. H.

DEAR MR. SPEAKER:

This office has received from the Secretary of State of Idaho a copy of House Concurrent Resolution No. 6, adopted by the 34th Session of the Legislature of the State of Idaho

and titled "A Concurrent Resolution Making an Application to the Congress of the United States Pursuant to Article V of the Constitution of the United States for a Convention for Proposing an Amendment to the Constitution of the United States." Said resolution is on file in this office.

Very truly yours,

HARRY E. JACKSON,
Secretary of State.

State of New Hampshire
Secretary of State
Concord

April 9, 1957

Speaker of the House of Representatives
State House
Concord, N. H.

DEAR MR. SPEAKER:

This office has received a Joint Resolution passed by the State of New Mexico and titled "A Joint Resolution Requesting the Congress of the United States of America to Propose an Amendment to the Constitution of the United States Relative to the Balancing of the Budget." Said resolution is on file in this office.

Very truly yours,

HARRY E. JACKSON,
Secretary of State.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Clement of Rochester, House Bill No. 407, An Act to revise the charter of the city of Rochester. To the Special Committee composed of the Delegation from the city of Rochester.

By Committee on Rules (Mr. Healy of Manchester, Ward 5), House Bill No. 408, An Act increasing the salaries of state employees. To the Committee on Appropriations.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 79, An Act relative to employment of an extra court stenographer.

Senate Bill Read and Referred

Senate Bill No. 79, An Act relative to employment of an extra court stenographer, was read a first and second time, laid upon the table and referred to the Committee on Judiciary.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following captioned joint resolutions sent up from the House of Representatives:

House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of the state.

House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans' Association.

The Senate message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 241, An Act relating to wilful concealment of merchandise in stores.

Amend section 1 of said bill by striking out the figure "15" in the first line and inserting in place thereof the figure, 14, and by striking out the figure "15-a" in the first line and inserting in place thereof the figure, 582:15.

Mr. Haley of Keene moved that the House concur in the amendment offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

The President appointed as members of such committee on the part of the Senate, Senators Bennett and Provost.

Committee Reports

Mr. Dana of Laconia, for the Special Committee consisting of the members from the city of Laconia, to whom was referred House Bill No. 99, An Act relative to the salaries of the members of the board of public works of the city of Laconia, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by inserting after section 2 the following new sections:

3. *Councilman.* Amend section 15 of chapter 241 of the Laws of 1893, as amended by section 3, chapter 200, Laws of 1901, chapter 192, Laws of 1903, section 3, chapter 213, Laws of 1903, section 2, chapter 291, Laws of 1911, section 4, chapter 265, Laws of 1941 and chapter 323, Laws of 1951, by striking out the word "three" in the fourth and fifth lines and inserting in place thereof the word, four, so that said section as amended shall read as follows: Sect. 15. There shall be chosen biennially by and from the qualified voters of each of the several wards of said city one councilman to serve for the term of two years. Each city councilman shall receive a salary of four hundred dollars per year payable in four equal instalments.

4. *Mayor.* Amend section 14, chapter 241, Laws of 1893, as amended by section 3, chapter 265, Laws of 1941, and chapter 324, Laws of 1951, by striking out said section and inserting in place thereof the following: Sect. 14. The mayor of said city shall be chosen biennially, and shall have the same negative upon all the actions of the council as by the public statutes the mayors of cities are given upon the action of aldermen. He shall preside in the meetings of the city council, but shall have no vote except in case of an equal division. In his absence the council may elect one of their number chairman, who shall have all the powers and perform all the duties of mayor during his absence or disability, or during a vacancy in said office from any cause. The salary of the mayor shall be sixteen hundred dollars a year, payable in four equal instalments, which shall be in full for his services

and expenses. The mayor shall receive no other compensation from the city for, or in connection with, his official duties.

Further amend said bill by renumbering section 3 to read section 5.

The report was accepted.

The Clerk began to read the amendment.

On motion of Mr. Dana of Laconia the rules were so far suspended as to dispense with further reading of the amendment.

On a *viva voce* the amendment was adopted and the bill ordered to a third reading.

Mr. Lacaillade of Laconia, for the Special Committee consisting of the members from the city of Laconia, to whom was referred House Bill No. 276, An Act relative to justices of the Laconia municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Maxfield of Rochester, for the Committee on Labor, to whom was referred House Bill No. 346, An Act relative to members of the general court drawing unemployment compensation benefits, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevenson of Bethlehem, for the Committee on Labor, to whom was referred House Bill No. 298, An Act to enforce safety, sanitation and adequate shelter for railroad employees, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the word "safety" and by striking out the words, "and adequate shelter" so that said title as amended shall read as follows:

An Act to enforce sanitation for railroad employees.

Amend RSA 363:23-a as inserted by section 1 of the bill

by striking out the word "safety" in the third line and by striking out the words "and adequate shelter" in the third line, so that said section as amended shall read as follows:

363:23-a. *Rules and Regulations.* The public utilities commission is hereby authorized to promulgate and enforce reasonable rules and regulations relating to sanitation as affecting the welfare and health of railroad trainmen, enginemen, yardmen, maintenance of way employees, highway crossing watchmen, clerical, platform, freight house, and express employees.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Kelley of Littleton, for the Committee on Fish and Game, to whom was referred House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Willey of Campton moved that further consideration of House Bill No. 266 be indefinitely postponed.

(Discussion ensued)

Mr. Willey of Campton spoke in favor of the motion.

Notice of Reconsideration

Mr. Healey of Manchester, Ward 6, served notice that today, or some subsequent day, he will move that the House reconsider its vote of Wednesday, April 10 whereby it passed House Bill No. 299, An Act relative to benefits under policemen's retirement system.

Committee Report Withdrawn

The Chair announced that the Special Committee consisting of the members from the city of Manchester had withdrawn its report on House Bill No. 11, An Act repealing the provisions for a finance commission in the city of Manchester.

Consideration of House Bill No. 266 (continued)

The question being on the motion offered by Mr. Willey of Campton that further consideration of the bill be indefinitely postponed.

(Discussion ensued)

Mr. Bisbee of Derry spoke against the motion.

Messrs. Monahan of Hanover, Chandler of Bartlett, Richardson of Randolph, McMeekin of Haverhill and Lamprey of Moultonborough spoke in favor of the motion.

Mr. Kelley of Littleton spoke against the motion.

Mr. Thompson of Effingham spoke in favor of the motion.

Mr. Kelley of Littleton spoke a second time against the motion.

Mr. McGee of Lincoln spoke in favor of the motion.

On a *viva voce* it appeared that the affirmative prevailed.

Mr. Kelley of Littleton demanded a division.

A division being had, 216 members having voted in the affirmative and 53 members having voted in the negative, the motion to indefinitely postpone prevailed.

Reconsideration

The Chair recognized Mr. Healey of Manchester, Ward 6, who explained the reason why he had served notice of reconsideration of House Bill No. 299, An Act relative to benefits under policemen's retirement system.

Mr. Lamprey of Moultonborough moved that the House take up reconsideration of House Bill No. 299, at the present time.

(Discussion ensued)

Mr. Lamprey of Moultonborough spoke in favor of the motion.

Mr. Pickett of Keene spoke against the motion.

Parliamentary Inquiry

Mr. Healey of Manchester, Ward 6, asked the Speaker for a ruling on whether or not the pending motion to take up reconsideration of House Bill No. 299, An Act relative to benefits under policemen's retirement system, at the present time was in order.

Speaker's Ruling

Under Rule 30 of the House any member voting with the majority may move to reconsider any vote passed by the House providing the motion is made or notice of intention to do so is given on the day such vote is passed, or during the first half hour of the next succeeding legislative day. A motion

to reconsider offered within the time prescribed by Rule 30 takes precedence over a notice of future reconsideration.

Any member serving notice of reconsideration shall have exclusive control of said motion after the expiration of this time, provided however, that upon proper motion made by any member voting with the majority and an affirmative vote of the House, the motion shall then be in possession of the House. If such were not the case, a single member could, in effect, kill a bill simply by serving notice of his intention to move for reconsideration and then failing to execute his intention. In all cases, as in the present case, where the vote sought to be considered is a *viva voce* vote or a division vote, all members of the House are presumed to have voted with the majority. For the reasons cited above, the Chair rules that the motion offered by the member from Moultonborough is in order.

The question being on the motion to take up reconsideration at the present time.

Mr. Healey of Manchester spoke against the motion.

Special Order

Mr. Lamprey of Moultonborough withdrew his pending motion and moved that reconsideration of House Bill No. 299, An Act relative to benefits under policemen's retirement system, be made a Special Order for Tuesday, April 16 at 11:01 A. M.

On a *viva voce* vote the motion for a Special Order prevailed.

Mr. McMeekin of Haverhill moved that the House request the Honorable Senate to return House Bill No. 299.

Mr. Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Resolutions

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, offered the following resolution:

Whereas, Robert J. Lamprey, Sr., father of Stewart Lamprey, Representative from Moultonborough, has passed away, therefore be it

Resolved, That we, the members of the House of Representatives, hereby express our deepest sympathy to our fellow member in his bereavement, and be it further

Resolved, That the Clerk of the House transmit to Representative Lamprey a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Green of Manchester offered the following resolution:

Whereas, Mrs. Young of Lochmere, mother of Helen Young Andrews, for many years stenographer for the Judiciary Committee, has passed away, therefore be it

Resolved, That we, the members of the House of Representatives, hereby express our deepest sympathy to Mrs. Andrews in her bereavement, and be it further

Resolved, That the Clerk of the House transmit to her a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mrs. Cooper of Nashua offered the following resolution:

Whereas, we have learned of the illness and confinement in the hospital of Wilfrid G. Thibault of Ward 2, Nashua, and

Whereas, Mr. Thibault has been a member of the House of Representatives for two sessions, therefore be it

Resolved, That we, the members of the House of Representatives, offer to our fellow member sympathy in his illness and our best wishes for a speedy recovery to health, and be it further

Resolved, That the Clerk of the House transmit to Representative Thibault a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

House Bill No. 298, An Act to enforce safety, sanitation and adequate shelter for railroad employees.

House Bill No. 276, An Act relative to justices of the Laconia municipal court.

House Bill No. 99, An Act relative to the salaries of the members of the board of public works of the city of Laconia.

The foregoing bills were severally read a third time, passed and sent to the Senate for concurrence.

On motion of Mrs. Cary of Manchester the House adjourned at 12:30 o'clock.

TUESDAY, APRIL 16, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Reverend Robert Bellefeuille of St. Leo's Church of Gonic, N. H.

We pray Thee, O God of might, wisdom and justice, through whom authority is rightly administered, laws enacted and judgment decreed, assist with Thy Holy Spirit of counsel for fortitude the legislative members of this State, that their administration may be conducted in righteousness and become useful to the citizens over whom they preside; by encouraging due respect for virtue and religion; by faithful execution of the laws in justice and mercy; by restraining vice and immorality.

Let the light of Thy wisdom direct the deliberations of our State legislators and shine forth in all the proceedings and laws framed for our rule and government so that they may tend to the promotion of the State's happiness, the increase of industry, useful knowledge and the perpetuation of the blessing of equal liberty.

Almighty God, we recommend likewise to Thy unbounded mercy all the citizens of New Hampshire, that they may be preserved in union with their chosen legislators and in that peace which the world cannot give and after enjoying the blessings of this life, be admitted to those which are eternal. Amen.

Salute to the Flag

Mrs. Reney of Grantham led the Convention in the salute to the flag.

Resolution

Mrs. Currier of Rochester offered the following resolution:

Whereas, we are informed that today, this sixteenth day of April, nineteen hundred and fifty-seven, is the twenty-fifth wedding anniversary of Governor and Mrs. Lane Dwinell, and

Whereas, we are happy to honor the Governor and his Lady on this most auspicious occasion, therefore be it

Resolved, by the members of this House of Representatives, the members of the Honorable Senate concurring, that we do hereby wish the Dwinells many happy returns of the day with the hope the years ahead will be pleasant ones, and be it further.

Resolved, That the Clerk of the House be requested to forward a copy of these resolutions to Governor and Mrs. Dwinell.

Miss Whipple of Lebanon presented a bouquet of red roses to Mrs. Dwinell.

Mrs. Dwinell briefly addressed the Joint Convention.

His Excellency, Governor Lane Dwinell, briefly addressed the Joint Convention.

The question being on the resolution offered by Mrs. Currier of Rochester.

On a rising vote the resolutions were unanimously adopted.

On motion of Senator Caron of District No. 17 the Convention rose.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

A group representing the Catholic Youth Organization, sponsored by Mr. Carrignan of Rochester.

The 7th grade of the Milton Grammar School, sponsored by Mrs. Dawson of Milton.

The Civics Class of Weare High School, sponsored by Mr. Eastman of Weare.

A group from Milford High School, sponsored by Representatives Deans and Falconer of Milford.

A group from the Grantham School, sponsored by Mrs. Reney of Grantham.

Leaves of Absence

Messrs. Gilman of Farmington, Jennings of Goffstown and Rice of Peterborough were granted leaves of absence for the day on account of important business.

Mrs. Payette of Portsmouth was granted an indefinite leave of absence on account of illness.

Mr. Woodbury of Pembroke was granted a leave of absence for the rest of the week on account of important business.

Introduction of Bills

The following bill and joint resolution were introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Pillsbury of Manchester), House Bill No. 409, An Act establishing a state council on the problems of the aging. To the Committee on Appropriations.

By Committee on Rules (Mrs. Currier of Rochester), House Joint Resolution No. 48, Joint Resolution to provide for an inventory of the New Hampshire state library.

To the Committee on Appropriations.

Communications

April 12, 1957

Mr. Douglas Scamman
Speaker of House of Representatives
State House
Concord, New Hampshire

DEAR SIR:

We are getting numerous complaints from citizens and post office department, who can not get near the post office because legislative cars are parking in the 20 minute zone, north side of Capitol Street and in front of the post office on North State Street. We would appreciate it if you would call this to the attention of the members of the General Court.

We will not excuse any more violations in this zone. This does not apply to the usual parking which we permit in the two-hour zone, only the twenty-minute zone around the post office.

Sincerely yours,

WALTER H. CARLSON
Chief of Police

In this hour of deep sorrow, we found consolation in your kind and thoughtful expression of sympathy.

MRS. EDMOND HEBERT and FAMILY,
Somersworth, N. H.

Announcement

The Speaker announced that in the absence of protest made to the Chair prior to the opening of the session on Thursday, April 18th, no bills, other than those listed below, will be introduced during the balance of the session except through the Rules Committee.

Bills remaining in office of Attorney General to be drafted as of April 11, 1957.

Damage to Auto from Deer Young
Personnel Board Danforth
Absentee Voting Tiffany
Island Ponds Spollett
Veterans Vacation Pay Craig
Up-Ski Devices Bigelow
Hampton Beach Hunter
Police Retirement Kelly
Claim St. Pierre
Small Loans Maloonian
Immunity Loizeaux
Credit Unions King
Town Superintendents Mott
Everett Highway Christy
Motor Vehicle Suspension Green
Taxation Electrical Energy Young
Great Boar's Head Lougee
Pawtuckaway Perkins
Unemployment Allen
Manchester School Board Pillsbury

University Soucy
Damage to Cars by Deer White
Water Skiers Rufo
Checklists Willey
Political Expenditures Lamprey
40-hour Week Crosby
Appropriation Bills Walker

Notice of Reconsideration

Mr. Kelley of Littleton served notice that today, or some subsequent day, he will move that the House reconsider its action whereby it voted to indefinitely postpone House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll.

Reconsideration

Mr. Willey of Campton moved that the House reconsider its action whereby it voted to indefinitely postpone House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll.

(Discussion ensued)

Mr. Willey of Campton spoke against the motion.

Mr. Kelley of Littleton spoke in favor of the motion.

Mr. Pickett of Keene spoke against the motion.

Mr. Kelley of Littleton spoke a second time in favor of the motion.

The question being on the motion to reconsider.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. Keough of Gorham, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 255, An Act transferring the administration of motor carriers of property and motor carriers of passengers to the motor vehicle department, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 43, Joint Reso-

lution in favor of Fletcher P. Forsyth, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out the words and figures "four hundred thirty-nine dollars ($439.00)" and inserting in place thereof the words and figures, four hundred ninety dollars and seventy cents ($490.70), so that said resolution as amended shall read as follows:

That the sum of four hundred ninety dollars and seventy cents be and hereby is appropriated to reimburse Fletcher P. Forsyth for hospital and medical expenses incurred by reason of an injury sustained by him while in the performance of his duties as an employee of the state. The governor is hereby authorized to draw his warrant from any funds not otherwise appropriated and the sum appropriated shall be in full and complete settlement of this claim.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the last sentence and inserting in place thereof the following: This manual shall be for distribution to such law enforcement officials as the attorney general may determine upon the payment of such price therefor as determined by the attorney general, so that said section as amended shall read as follows:

1. *Duties of the Attorney General.* Amend RSA 7 by inserting after section 6 the following new section: 7:6-a. *Law Enforcement Manual.* Under the direction of the at-

torney general there shall be prepared and distributed from time to time a law enforcement manual. This manual shall contain interpretations of law pertaining to the duties of peace officers, law of arrest, admissibility of evidence, trial procedure and such other material as the attorney general deems necessary. This manual shall be for distribution to such law enforcement officials as the attorney general may determine upon the payment of such price therefor as determined by the attorney general.

The report was accepted, the amendment adopted, and the bill referred to the Committee on Appropriations under the rules.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Lamprey of Moultonborough explained the bill.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the negative prevailed, and the bill was not ordered to a third reading.

Mr. Keough of Gorham, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 336, An Act relative to disqualification of certain election officials in the counting of ballots, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Metcalf of Tilton, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 368, An Act prohibiting the use of glass containers for the sale of gasoline and other inflammable liquids, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the words "and

other inflammable liquids" so that said title as amended shall read as follows:

An Act prohibiting the use of glass containers for the sale of gasoline.

Further amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Gasoline.* Amend RSA 339 by inserting after section 27 the following new section: 339:27-a. *Prohibition.* No person shall sell or offer for sale any gasoline in a glass container, nor deliver any gasoline into a glass container. No person shall transport or convey any gasoline in a glass container. Whoever violates any of the provisions of this section shall be fined not more than one hundred dollars.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Introduction of Special Guest

The Chair introduced Mrs. Arthur Chesley of Lyme Center who has just been chosen New Hampshire Mother of the Year.

Mrs. Chesley briefly addressed the House.

Committee Reports

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 265, An Act relative to the Gafney Home for the Aged, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 261, An Act relative to prohibitions against hunting on certain lands, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Miss Collyer of Lisbon moved that the words "Ought to

pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

(Discussion ensued)

Miss Collyer of Lisbon spoke in favor of the motion.

Mr. Bisbee of Derry spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question now being on the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 167, An Act relative to increase in fish and game fees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Crowley of Manchester, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 67, An Act relative to extension of time for making up list of poll, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Eldredge of Exeter explained the bill.

On a *viva voce* vote, the bill was ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities, was taken from the table.

The question being on the amendment as printed in the Journal of April 10, Page 10.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Special Order

Mr. Lamprey of Moultonborough called for the Special

Order for reconsideration of House Bill No. 299, An Act relative to benefits under the policemen's retirement system.

Mr. Healey of Manchester, Ward 6, moved that the House reconsider its vote whereby it passed House Bill No. 299.

(Discussion ensued)

Messrs. Healey of Manchester, Ward 6, Malley of Somersworth, Lamprey of Moultonborough, Pillsbury of Manchester, Joyce of Portsmouth, Dewey of Manchester and McMeekin of Haverhill spoke in favor of the motion.

Messrs. Clement of Rochester, Pickett of Keene, and Duke of Hanover spoke against the motion.

On a *viva voce* vote the motion to reconsider prevailed.

Mr. Healey of Manchester, Ward 6, moved that the House reconsider its vote whereby it ordered to a third reading House Bill No. 299, An Act relative to benefits under the policemen's retirement system.

On a *viva voce* vote the motion prevailed.

Mr. Healey of Manchester, Ward 6, moved that House Bill No. 299 be recommitted to the Committee on Executive Departments and Administration.

On a *viva voce* vote the motion prevailed and the bill was recommitted.

Reconsideration

Mrs. Davis of Concord moved that the House reconsider its vote whereby it passed House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

(Discussion ensued)

Mrs. Davis of Concord and Mr. Lamprey of Moultonborough spoke in favor of the motion.

Mrs. Ayer of Pittsfield and Messrs. Davis of Conway and Bloomfield of Claremont spoke against the motion.

Mrs. Atwood of Sanbornton spoke in favor of the motion.

Mr. Pickett of Keene moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion to reconsider House Bill No. 155.

On a *viva voce* vote it appeared that the affirmative prevailed.

Mr. Craig of Manchester demanded a division.

A division being had the results were such that a question of constitutional quorum was raised and the Speaker ordered a second division.

A second division being had, 132 members having voted in the affirmative and 139 members having voted in the negative, the motion to reconsider did not prevail.

Order Vacated

Mr. Bouvier of Swanzey moved that the order whereby House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals, was referred to the Committee on Executive Departments and Administration be vacated and that the bill be referred to a special committee consisting of the members on the Committees of Public Works and Executive Departments and Administration.

(Discussion ensued)

Messrs. Pillsbury of Manchester and Lamprey of Moultonborough spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 112, An Act legalizing action taken at the town meeting held in the town of Derry in March, 1957.

Senate Bill No. 113, An Act providing for town advisory committee.

Senate Bills Read and Referred

The following Senate bills were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 112, An Act legalizing action taken at the town meeting held in the town of Derry in March, 1957. To the Committee on Municipal and County Government.

Senate Bill No. 113, An Act providing for town advisory committee. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court.

Amend section 1 of said bill by striking out the first two lines thereof and inserting in place thereof the following:

1. *Salem Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1; 182:1; 279:1; 296:1 and 1957, 66:1 by adding at the end thereof.

Further amend said section 1 of said bill by inserting after the words "In Milford, six hundred dollars" the words, In Haverhill, eight hundred dollars.

Mr. Green of Manchester moved that the House concur with the Senate in the adoption of the amendment offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 110, An Act relative to so-called bob houses for ice fishing.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Ice Fishing.* Amend RSA 211 by inserting after section 17 the following new subdivision:

211:17-a. *Bob Houses.* Any person owning or placing a so-called bob house on ice for the purpose of ice fishing shall mark clearly on the outside of the door of said structure the owner's name and address. Any owner of a bob house who shall allow said structure to remain on property of another without permission for more than thirty days shall be fined not more than twenty-five dollars.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

Mr. Bisbee of Derry moved that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion prevailed.

The Senate message further announced that the Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Concurrent Resolution

Whereas, through federal grant in aid programs the federal government by extravagant and unnecessary spending is forcing New Hampshire also to spend extravagantly to match and thus obtain back part of its own money, and

Whereas, New Hampshire citizens pay income taxes which go to Washington and are returned in part to New Hampshire under federal grant in aid programs in amounts reduced by bureaucratic overhead, creating the false impression that the state is getting something for nothing, and

Whereas, in returning funds to New Hampshire the federal government ties strings to the use of these funds which interfere with local government, complicates the enactment of state legislation and forces the state to spend in fields it believes unwarranted, and

Whereas, it is common knowledge that local projects financed in part by federal funds usually cost excessively because of unnecessary federal requirements, and

Whereas, the New Hampshire Legislature feels that its citizens know better than the federal government how to spend the citizens' money and that local governments are more capable and efficient than the federal government in managing local programs, now, therefore be it

Resolved by the members of the New Hampshire Legislature in the 1957 session assembled:

1. That the federal government refrain from enacting new grant aid programs and re-examine all such existing programs and end or reduce their costs wherever possible.

2. That copies of this resolution be transmitted to the President of the United States, Vice President of the United States as President of the Senate of the United States, to the

Speaker of the House of Representatives of the United States, and to each member from New Hampshire in the Senate of the United States and in the House of Representatives of the United States.

3. That copies of this resolution be transmitted to the presiding officers of the Legislature of the other forty-seven states for their information and consideration by the Clerks of the Senate and House of Representatives of the State of New Hampshire.

The foregoing message and concurrent resolution were referred to the Committee on Executive Departments and Administration.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

HB 184, An Act relative to the taking of pheasants.

Report of Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills and House joint resolutions:

House Bill No. 184, An Act relative to the taking of pheasants.

House Bill No. 241, An Act relating to wilful concealment of merchandise in stores.

House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of the state.

House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans Association.

The report was accepted.

Resolution

Mrs. Dondero of Portsmouth offered the following resolution:

Whereas, we have learned with regret of the illness and confinement in the hospital of Lise L. Payette of Portsmouth, and

Whereas, Mrs. Payette is a member of this House of Representatives, now therefore be it

Resolved, That we, the members of the House of Representatives, do hereby offer to our fellow member our condolences for her illness and our hope for a speedy recovery, and be it further

Resolved, That the Clerk transmit a copy of these resolutions to Mrs. Payette.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Pickett of Keene moved that the rules be so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and third reading of resolutions by caption only; and when the House adjourns today it be in honor of Governor and Mrs. Lane Dwinell on the occasion of their 25th wedding anniversary.

On a unanimous *viva voce* vote the motion prevailed.

Third Readings

House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities.

House Bill No. 265, An Act relative to the Gafney Home for the Aged.

House Bill No. 368, An Act prohibiting the use of glass containers for the sale of gasoline.

House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee.

House Joint Resolution No. 43, Joint Resolution in favor of Fletcher P. Forsyth.

The foregoing bills and joint resolutions were severally read a third time, passed and sent to the Senate for concurrence.

Senate Bill No. 67, An Act relative to extension of time for making up list of poll, was read a third time, passed and sent to the Secretary of State to be engrossed.

On motion of Mrs. Fontaine of Berlin the House adjourned at 1:35 o'clock.

WEDNESDAY, APRIL 17, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Lord Jesus, saviour of the world, in Thy holy name we join our hearts in prayer. This week, as we remember all Thou didst endure for us, wilt Thou bring to our minds again Thy new commandment that we love one another as Thou hast loved us. May we be willing to put the welfare of others ahead of our own. Wilt Thou teach us that in loving other people we shall best express our love for Thee. May we let Thee work in us and through us that Thy will may be done. In Thy name we pray. Amen.

Salute to the Flag

Mr. Larty of Haverhill led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following paraplegic war veterans as guests of the House, sponsored by Mr. Willey of Campton.

Raymond K. Conley, Jr., National President of the Paraplegic Veterans of America; William P. Boucher, President of the Wheeler's Fish and Game Club; Dennis J. Lamb, Jr., Charles L. Harris, Earl R. Munson, Robert E. O'Haire, Lawrence A. Drew.

The Chair also introduced the freshman class of Nashua High School, sponsored by the Nashua Delegation.

Introduction of a Bill

By Committee on Rules (Mr. Roberts of Conway), House Bill No. 410, An Act granting zoning authority to the Kearsarge Lighting Precinct, was introduced, read a first and second time, laid upon the table for printing and referred to the Special Committee composed of the Delegation from the town of Conway.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 78, An Act relative to salaries of court stenographers.

Senate Bill No. 114, An Act relative to Hooksett school district.

Senate Bills Read and Referred

The following Senate bills were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 78, An Act relative to salaries of court stenographers. To the Committee on Judiciary.

Senate Bill No. 114, An Act relative to Hooksett school district. To the Committee on Education.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 287, An Act relative to meetings of the council of Portsmouth.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Portsmouth Charter.* Amend 1947, 398:18, as amended by 1953, 320:1 by striking out the word "Thursday" in the eighth, ninth, and tenth lines, and inserting in place thereof the word, Monday, and by striking out the words "seven o'clock" in line six and inserting in place thereof the words, at some time between seven and eight-thirty o'clock, to be set by the Council, so that said section as amended shall read as follows:

18. *Meetings.* All meetings of the council shall be public. Regular meetings shall be held at some time between seven and eight-thirty o'clock in the evening on the first Monday of each month, providing when said first Monday shall fall on a legal holiday the meeting shall be held on the second Monday of the same month, and at such other times as are required by this charter. Special meetings may be had upon notice delivered to each councilman by the city clerk at the request of the mayor, the manager or a majority of the councilmen. The council shall establish its own rules. A majority of the council shall constitute a quorum for the transaction of business.

2. *Takes Effect.* This act shall take effect upon its passage.

Mr. Joyce of Portsmouth moved that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion prevailed.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 221, An Act relative to the Laconia Home for the Aged.

Amend section 2 of said bill by striking out the words "and said institution being exclusively for uses and purposes of public charity its property shall be exempted from taxation," in lines 11 and 12, so that said section shall read as follows:

2. *Holding Property.* Amend section 2 of chapter 242 of the Laws of 1907, as amended by chapter 289 of the Laws of 1917, by striking out the words "to an amount not exceeding five hundred thousand dollars" so that said section as amended shall read as follows: Sec. 2. Said corporation by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall have power to take and acquire and hold real and personal estate by lease, purchase, donation, bequest, or otherwise, for the purpose of establishing and maintaining a home at Laconia, aforesaid, erecting suitable buildings, and properly furnishing the same with whatever may be desirable or necessary for the successful operation of said institution; and said corporation shall have the power to convey, transfer, sell, and dispose of real and personal estate.

Mr. Lamprey of Moultonborough moved that the House non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed as members of the Committee of Conference, on the part of the House, Messrs. Karagianis of Laconia, Lamprey of Moultonborough and Galloway of Walpole.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court.

House Bill No. 96, An Act relating to the Pembroke Village District.

House Bill No. 226, An Act relative to town appropriations for band concerts.

House Bill No. 277, An Act relative to the government of town and school meetings.

House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives and return the following entitled bill sent up from the House of Representatives:

House Bill No. 299, An Act relative to benefits under policemen's retirement system.

Notice of Reconsideration

Mr. McMeekin of Haverhill served notice that at some future time he will move that the House reconsider its vote whereby it refused to order to a third reading Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

Committee Reports

Mr. Roberts of Conway, for the Committee on Municipal and County Government, to whom was referred House Bill No. 247, An Act relating to disqualification for employment by a city, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wheeler of Keene, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year, having considered the

same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pryor of Ashland, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 134, An Act to establish uniform, minimum compensation for the maintenance and care of dependent children in homes for children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Miss Faulkner of Keene explained the bill and spoke in favor of it.

Mrs. Brungot of Berlin moved that House Bill No. 134 be recommitted to the Committee on Public Welfare and State Institutions.

(Discussion ensued)

Mrs. Brungot of Berlin spoke in favor of the motion.

Mr. Nickerson of Goffstown spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the bill was recommitted.

Mr. King of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 306, An Act relative to salaries of ward selectmen and ward clerks in the city of Manchester, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pillsbury of Manchester moved that House Bill No.

306 be recommitted to the Special Committee consisting of the members from the city of Manchester.

(Discussion ensued)

Messrs. Pillsbury, King and Soucy of Manchester spoke in favor of the motion.

Messrs. Betley, Gilmartin and Kearns of Manchester spoke against the motion.

Mr. Betley of Manchester spoke a second time against the motion.

The question being on the motion to recommit.

Mr. Kearns of Manchester demanded a division.

A division being had, the results were so manifestly in the affirmative that the motion prevailed and the bill was recommitted.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred House Bill No. 115, An Act relative to the manufacture, transportation and sale of table wines, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

We, the undersigned, a minority of the Committee on Liquor Laws, to whom was referred House Bill No. 115, An Act relative to the manufacture, transportation and sale of table wines, having considered the same, and being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

A. WILLMOTT
E. B. NICKERSON
A Minority of the Committee.

The reports were accepted.

Mr. Stancik of Derry moved that the report of the minority "ought to pass" be substituted for the report of the majority "inexpedient to legislate."

(Discussion ensued)

Mr. Stancik of Derry spoke in favor of the motion.

Mr. Murch of Portsmouth moved that further consideration of House Bill No. 115 be indefinitely postponed.

(Discussion ensued)

Mr. Murch of Portsmouth spoke in favor of the motion.

(Mr. Bigelow of Warner in the Chair)

Mr. Eaton of Stoddard spoke against the motion.

(Speaker in the Chair)

Messrs. Townsend of Lebanon, Rowell of Newport, Jones of Lebanon and McMeekin of Haverhill spoke in favor of the motion.

Messrs. Gilmartin of Manchester and Nickerson of Goffstown spoke against the motion.

Mr. Dana of Laconia moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion to indefinitely postpone.

Mr. Stancik of Derry demanded a division.

A division being had, 277 members having voted in the affirmative and 75 members having voted in the negative, the motion to indefinitely postpone prevailed.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 115, An Act relative to the manufacture, transportation and sale of table wines.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. Bradley of Hanover offered the following resolution on behalf of the members from Hanover and Mr. Willey of Campton:

Whereas, we have learned with regret of the passing of Edgar H. Hunter, a former member of the House of Representatives from the town of Hanover for many sessions, and

Whereas, Mr. Hunter when a member of the House was a Chairman of the Committee on Appropriations, and

Whereas, he served for many years on the Public Utilities Commission, many of them as Chairman, therefore be it

Resolved, That we, the members of this House of Representatives, wish to pay tribute to the faithful service of our

former fellow member to his town, county and state, and be it further

Resolved, That we do hereby offer our sympathy to his widow and family in their bereavement, and be it further

Resolved, That the Clerk of the House transmit a copy of these resolutions to Mrs. Hunter.

Messrs. Bradley of Hanover and Pickett of Keene spoke in favor of the resolution.

Mrs. Brungot of Berlin spoke in favor of the resolution.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. McMeekin of Haverhill, on behalf of the Rules Committee, offered the following resolution:

Whereas Quill magazine, published by Sigma Delta Chi, a professional journalistic fraternity, has reported a survey showing that New Hampshire leads the nation in having the best reported Legislature, and

Whereas this is appreciated as a tribute to our New Hampshire democracy, which we cherish, be it resolved that an editorial on the subject in the Concord Daily Monitor be reprinted in our Journal, for the record, as follows:

Coverage of the Legislature

The magazine Quill, published by Sigma Delta Chi, a professional journalistic fraternity, currently carries a new story on news coverage of legislatures in which New Hampshire is the state which leads all the rest.

The article is done by Paul Simon, a newspaper publisher and legislator in Illinois, who got his state by state appraisal of newspaper coverage from a sample balloting of members of the several legislatures picked at random on a non-partisan basis.

Simon set the figure 5 as excellent in making up a rating table for comparison of the states, and New Hampshire achieved a mark of 4.71 to tie for first place with Utah. The other states ranged down to Delaware, where the coverage got a rating of only 1.33.

The comment on New Hampshire in Simon's article reads: "In New Hampshire all (members of the legislature) checked honest reporting except one solon who checked both categories. Committee coverage did not rate high, only one calling it good

and one checking both 'seldom' and 'good.' There were complaints about a lack of radio and TV coverage. A Senator was very critical of weekly newspapers, an opinion voiced in many states."

Simon warns that his ratings must be used with considerable caution. In many cases, he says, the lack of hostility may indicate that newspapers are not doing what they should. However, he adds, from the comments which accompanied almost half of the questionnaires returned, it seems clear there are real deficiencies in some states.

Legislative coverage in New Hampshire by newspapers is handled by the principal dailies with one full time reporter on the job, plus aid from other reporters and from press association reporters when the legislative calendar gets crowded. The biggest problem is coverage of hearings, of which there may be many going on simultaneously, with so large a legislature with so many committees, and so many bills and resolutions to be heard.

To those members of the New Hampshire legislature who responded to Simon's questionnaire, the regular legislative reporters of New Hampshire newspapers appear to be fairly popular. They also appear to be considered individually honest, though one solon indicated somebody in the press corps was not considered honest.

The state by state survey disclosed an amazing number of states where legislative committees do not customarily hold open hearings. There was no such complaint in New Hampshire. Of course legislative coverage cannot be good where the committees always meet in executive session.

For the nation, too, legislators feel that reporters mostly would not accept a bribe, and that they are more honest than the members of the legislature, according to Simon.

Where the legislators feel that legislative news is "slanted" they most often place the blame upon the publisher and not upon the reporter.

The Quill article should make Leon Anderson of the Monitor and Frank O'Neil of the Union-Leader feel pretty good. They are the principal constant reporters of legislative doings. Anderson, in addition to his news stories, writes much of legislative affairs in his daily column, "The State Is My Beat," and O'Neil also writes a column, though not on an every day basis, besides writing news stories.

In their columns, as distinct from news stories, these two express personal opinions, yet members of the New Hampshire legislature do not condemn them for this, even though the members may not be in agreement with such opinions.

It is possible to cover the New Hampshire legislature even more fully than is done, but the public interest in such fuller coverage is questionable. The more important committee hearings are covered, and all legislative news is to some extent condensed rather than being verbatim. On the whole, as the Simon survey concluded, the legislature here is covered reasonably well.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957.

Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year.

On motion of Miss Collyer of Lisbon the House adjourned at 1:03 o'clock.

THURSDAY, APRIL 18, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rabbi Samuel Umen of Temple Adath Yeshurun of Manchester.

God, Lord of all mankind, Thou who guidest the destiny of man and nations, Thou who rulest the world with wisdom, justice and compassion, to Thee we pray that Thou bestow Thy blessing upon the Governor, his Councilors, Advisors, the Leaders, Legislators and all the servants upon whose guidance

and leadership the welfare of our state depends. Guide them, O God, in all their deliberations, decisions and deeds.

Grant them the reward of satisfaction that comes from dedication to service inspired by sincerity, honesty and righteousness. Cause, O God, the State of New Hampshire a blessing to it's own inhabitants as well as a wholesome influence and blessing upon the inhabitants of our entire nation. Amen.

Salute to the Flag

Mr. Green of Manchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

A group from the Eaton school of Danville, sponsored by Mr. Shattuck of Danville.

A group from the North Walpole grade school, sponsored by Messrs. Ballam and Galloway of Walpole.

Miss Jean Tiffany, sponsored by her father, Mr. Tiffany of Concord.

Leaves of Absence

Messrs. Davis of Conway, Crosby of Hillsborough, Peever of Salem and Mrs. Currier of Rochester were granted leaves of absence for the day on account of important business.

Introduction of Bills

The following bills and joint resolution were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Green of Manchester, House Bill No. 411, An Act relative to suspension of motor vehicle operator's license for conviction for speeding. To the Committee on Judiciary.

By Committee on Rules (Mr. Eldredge of Exeter), House Bill No. 412, An Act relative to the police department of the town of Exeter. To the Committee on Municipal and County Government.

By Committee on Rules (Mr. Paul of Hudson), House Bill No. 413, An Act legalizing the school district meeting held in

Hudson on March 16, 1957. To the Committee on Municipal and County Government.

By Committee on Rules (Miss Collyer of Lisbon), House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner the rules were so far suspended as to dispense with the printing of House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele.

By Committee on Rules (Mr. Battles of Kingston), House Joint Resolution No. 50, Joint Resolution authorizing the governor and the attorney general to engage special counsel in the New England Telephone and Telegraph Company rate increase petition. To the Committee on Appropriations.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land.

Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and to permit it to borrow a certain sum of money outside its debt limit and provide for the guarantee of said debt.

Senate Bill No. 135, An Act granting the attorney general subpoena power in certain cases.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land. To the Committee on Public Works.

Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and to permit it to borrow a certain sum of money outside its debt limit and provide for the guarantee of said debt. To the Committee on Municipal and County Government.

Senate Bill No. 135, An Act granting the attorney general subpoena power in certain cases. To the Committee on Judiciary.

The Senate message further announced that the Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives.

House Bill No. 275, An Act relative to taking brook trout.

Committee Reports

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred House Bill No. 369, An Act providing a special season for taking black bass with artificial flies only, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend RSA 211:6-a as inserted by section 1 of the bill by striking out the words "June fifteenth" in the fifth line and inserting in place thereof the words, July first, so that said section as amended shall read as follows: 211:6-a. *Special Open Season.* Notwithstanding any regulations promulgated by the director of fish and game a person may take black bass with artificial flies only from June first to July first. Except as otherwise provided in this section all provisions relative to taking black bass under regulations of the director shall apply to the taking of black bass hereunder.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred Senate Bill No. 54, An Act relative to dogs at large, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by inserting after the word "supervision" in the third and ninth and tenth lines the words, the hunter or hunters shall notify the conservation officer of that area of their intent before such hunting, so that said section as amended shall read as follows:

1. *Dogs.* Amend RSA 466:33 by inserting after the word "year" in the fourth line the words, provided that bear

or bobcat may be hunted between April first and June first with dogs under owner's control and supervision, the hunter or hunters shall notify the conservation officer of that area of their intent before such hunting, so that said section as amended shall read as follows:

466:33. *Dogs at Large.* It shall be unlawful for the owner or custodian of any self-hunting dog to permit such a dog to run at large in territory inhabited by game birds or quadrupeds, or on lands where sheep are pastured, between April first and September first of any year, provided that bear or bobcat may be hunted between April first and June first with dogs under owner's control and supervision. The hunter or hunters shall notify the conservation officer of that area of their intent before such hunting. Provided that any organized club may hold an American Kennel Club licensed or sanctioned field trial on game which is otherwise protected. Said club shall secure permission from the owner of the land on which said trial is to be held, and shall notify the director of the fish and game department, at least two weeks in advance, of the date and place of the trial. Whoever violates the provisions of this section shall be fined not more than twenty dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Currier of Rochester, for the Committee on Judiciary, to whom was referred Senate Bill No. 38, An Act relating to probate courts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred Senate Bill No. 88, An Act relative to decrees and certificates of adoption, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by adding after section 1 the following new section:

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 213, An Act relating to age of committal to the state industrial school, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Limitation.* Amend RSA 169 by inserting after section 30 the following new section. 31. *Committal of Children Under Ten.* Notwithstanding any other provision of law children under the age of ten years shall not be committed to the industrial school unless and until the court has referred the matter to and received the recommendation of an appropriate public or private agency as provided in RSA 461:2, as amended, or probation officer, that there is no other public or private home or institution suitable for such commitment.

2. *Discharge.* Any child under the age of ten years who is in the industrial school at the time when this act takes effect shall be eligible for transfer upon petition of the trustees on or before October 1, 1957, to the committing court in accordance with the preceding section.

3. *Takes Effect.* This act shall take effect sixty days after its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 316, An Act relative to code of ethics for public officers and relative to certain prohibited practices, having considered the same, reported the same in its new draft and with its new title, with the recommendation that the bill be recommitted to the Committee on Judiciary.

The report was accepted.

Introduction of a Bill

House Bill No. 316, An Act relative to code of ethics for

public officers and relative to certain prohibited practices, in its new draft and with its new title, was read a first and second time, laid upon the table for printing and referred to the Committee on Judiciary.

Committee Reports

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 337, An Act relative to certification by notary public in absentee voting, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Currier of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wood of Portsmouth, for the Committee on Public Health, to whom was referred House Bill No. 300, An Act providing for a first aid room in the state house, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Mott of Newington, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 34, Joint Resolution in favor of the

Franconia Ski Club, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the Rules.

Mr. Stinson of Stratford, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the Rules.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 244, An Act relative to imposing head tax on certain nonresidents working within the state, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Damages for Wrongful Death.* Amend RSA 556:13 by striking out the words "seven thousand five hundred" in the second line and inserting in place thereof the words, ten thousand; and further amend said section by striking out the word "fifteen" in the fifth line and inserting in place thereof the word, twenty-five, so that said section as amended shall read as follows: 556:13 — *Limitation of Recovery.* The damages recoverable in any such action shall not exceed ten thousand dollars, except in cases where the plaintiff's decedent has left either a widow, widower, or minor children or a dependent

father or mother, when the damages recoverable shall not exceed twenty-five thousand dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 173, An Act relative to apportionment of expenses for forest fires, having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence and that the Senate recede from its position in adopting its amendment and the following amendment be adopted:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Forest Fires.* Amend RSA 224:15 (supp) as amended by 1955, 311:1 by inserting after the word "caused" in the fifteenth line the word, either, and by adding after the word "agents" in the sixteenth line the words, or in cases in which there is negligence on the part of the town or its agents in collecting said expenses from violators under RSA 224:27, so that said section as amended shall read as follows:

224:15. *Apportionment of Expenses.* The expenses of fighting forest and brush fires in towns, and other expenses lawfully incurred by wardens and deputy wardens of said towns in preventing forest fires, shall be borne equally by the municipality and the state, except as otherwise herein provided, and except that when in any one town or city fiscal year the net total of sums required for the suppression and prevention of forest and brush fires, excluding the initial cost of fire fighting equipment, to be so borne by such municipality, computed at rates within limits established by the forestry and recreation commission and the state forester, shall equal one-quarter of one per cent of the latest equalized locally assessed valuation on such municipality; expenses incurred in excess of such sum shall be borne entirely by the state on the basis of the rate limits above specified. The provisions of this section shall not apply to expenses incurred in fighting any forest or brush fire when, as determined by the state forestry and recreation commission, such fire was caused either by the negligence of the town or of its agents; or in

cases in which there is negligence on the part of the town or its agents in collecting said expenses from violators under RSA 224:27. Any determination of the forestry and recreation commission under the provisions of the preceding sentence shall be subject to rehearing and appeal as provided in RSA 541.

2. *Takes Effect.* This act shall take effect upon its passage.

BASIL BROADHURST
ROBERT S. MONAHAN
LAURENCE M. PICKETT
Conferees on the Part of the House
EDWARD J. BENNETT
PAUL E. PROVOST
Conferees on the Part of the Senate

On motion of Mr. Broadhurst of Franklin the House adopted the report of the Committee of Conference.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby is refused to order to a third reading,

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

(Discussion ensued)

Messrs. McMeekin of Haverhill and Stearns of Durham spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider prevailed.

The question being, Shall the bill be read a third time?

On a *viva voce* vote Senate Bill No. 26 was ordered to a third reading.

Report of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 96, An Act relating to the Pembroke Street Village District.

House Bill No. 110, An Act relative to so-called bob houses for ice fishing.

House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court.

House Bill No. 277, An Act relative to the government of town and school meetings.

House Bill No. 226, An Act relative to town appropriations for band concerts.

House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957.

Senate Bill No. 67, An Act relative to extension of time for making up list of poll taxes.

The report was accepted.

Communication

Thank you . . . to my legislative friends who so kindly sent me the fruit basket during my recent heart attack. Please accept my sincere thanks.

REPRESENTATIVE PLACY,
Stewartstown.

Resolution

Mr. Martel of Manchester, Ward 3, offered the following resolution:

Whereas, Good Friday occuring April 19, 1957, and

Whereas, Being publicly mindful and fully appreciative of this eventful anniversary.

Now Therefore, We, the members of the House of Representatives, do and hereby resolve to observe at the present moment, a one-minute period of silent meditation to commemorate the sufferings and the death on the Cross, of the Son of God, our Lord and Saviour Jesus Christ, for the salvation of mankind.

On a rising vote the resolution was unanimously adopted and a one-minute period of silent meditation was observed by the House.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission, was read a third time.

The question being, Shall the bill pass?

(Discussion ensued)

Mr. Danforth of Manchester spoke against the bill.

Mr. McMeekin of Haverhill spoke in favor of the bill.

Mr. Pickett of Keene moved that Senate Bill No. 26 be laid upon the table.

Parliamentary Inquiry

Mr. McMeekin of Haverhill asked the Speaker to rule on whether or not the remarks of Mr. Pickett of Keene which preceded his pending motion, constituted debate on the merits of the motion.

Speaker's Ruling

The Speaker ruled that the pending motion was in order, explaining that while the remarks of the member from Keene raised a technical question of order, it was his opinion that the member's remarks were not of such nature as to constitute debate on the merits of the motion.

The question being on the motion that Senate Bill No. 26 be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill pass?

On a *viva voce* vote the affirmative prevailed and the bill passed and was sent to the Secretary of State to be engrossed.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Reading

House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 371, An Act relative

to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers.

House Bill No. 213, An Act relating to age of committal to the state industrial school.

House Bill No. 369, An Act providing a special season for taking black bass with artificial flies only.

The following Senate bills were severally read a third time, passed and sent to the Senate for concurrence in the amendments adopted by the House:

Senate Bill No. 88, An Act relative to decrees and certificates of adoption.

Senate Bill No. 54, An Act relative to dogs at large.

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death.

On motion of Mrs. Morrill of Albany the House adjourned at 12:05 o'clock.

TUESDAY, APRIL 23, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father in heaven, we give Thee thanks for good weather and the lovely promises of spring. We thank Thee for good health, good friends, and all the things we so often take for granted.

Our hearts are still singing with the beauty and joy of Easter, and we pray to Thee, O Christ, to keep us under the spell of immortality. May we never again think and act as if Thou wert dead. In Thy living presence, O Lord, restore our faith, our hope and our joy. Grant to our spirits refreshment, rest and peace. And maintain within our hearts an unruffled

calm, an unbroken serenity that no storms of life shall ever be able to take from us. In Thy name we pray. Amen.

Salute to the Flag

Mr. Haskins of Lyme led the Convention in the salute to the flag.

House

Introduction of Guests

The Speaker introduced the following as guests of the House:

The Republican ladies of Belknap and Carroll counties for their "Legislative Day," sponsored by Mrs. Miner of Meredith, Mrs. Lord of Gilford, Mrs. Atwood of Sanbornton, Mrs. Morrill of Albany and Mrs. Hill of Conway.

Elizabeth Wadsworth of Mt. Lakes, New Jersey, sponsored by Mrs. Brungot of Berlin. Masters Charles, Jr., Thomas and Michael Eaton, sons of Mr. Eaton of Stoddard.

Helen Wilson of Dundee, Scotland, sponsored by Mr. Pillsbury of Manchester.

A group of students from the Winchester Central School, sponsored by Messrs. Ingham and Thompson of Winchester.

Leaves of Absence

Messrs. Bigelow of Warner, Saunders of Nashua and Jennings of Goffstown were granted leaves of absence for the day on account of important business.

Mr. Allen of Concord was granted leave of absence for today and tomorrow on account of important business.

Messrs. Dana of Laconia and McGee of Lincoln were granted leaves of absence for the week on account of important business.

Communication

April 18, 1957

The Honorable W. Douglas Scamman
Speaker of the House of Representatives
State House
Concord, New Hampshire

DEAR MR. SPEAKER:

As Commander-in-Chief of the New Hampshire National Guard and on behalf of Brig. General McSwiney and the officers and men of the National Guard, I am pleased to extend to you and to all of the members of the House of Representatives, an

invitation to visit the State Military Reservation in Concord on Wednesday, May 15.

You will recall that it has been traditional for the General Court to make some observance of Armed Forces Day and it seems appropriate in connection with this observance this year to invite the members of the General Court to view a display of equipment, to tour the Reservation, and to participate as guests of the National Guard in an "Army Mess" luncheon.

The luncheon will be served from 12 to 2, and members of the General Court will be welcome to visit the Reservation at any time during those hours, or later in the afternoon if it is impossible for any members to attend the luncheon.

It would be helpful in making the arrangements if General McSwiney could have some indication of the approximate number to expect not later than May 10.

Sincerely,

LANE DWINELL

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mrs. Cooper of Nashua), House Bill No. 414, An Act relating to application of minimum wage law to employees of home for the aged. To the Committee on Labor.

By Committee on Rules (Mr. Mott of Newington and Mr. Davis of Conway), House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects. To the Committee on Resources, Recreation and Development.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 43, An Act relative to limitation on committals to the Laconia State School.

Senate Bill No. 44, An Act relative to compensation to inmates of Laconia State School.

Senate Bill No. 117, An Act relative to cemetery trust funds.

Senate Bill No. 41, An Act relative to trustees of the Laconia State School.

Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 117, An Act relative to cemetery trust funds. To the Committee on Judiciary.

Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions. To the Committee on Executive Departments and Administration.

Senate Bill No. 44, An Act relative to compensation to inmates of Laconia State School. To the Committee on Public Welfare and State Institutions.

Senate Bill No. 43, An Act relative to limitation on committals to the Laconia State School. To the Committee on Public Welfare and State Institutions.

Senate Bill No. 41, An Act relative to trustees of the Laconia State School. To a joint committee consisting of the Committees on Public Welfare and State Institutions and Executive Departments and Administration.

The Senate message further announced that the Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 221, An Act relative to the Laconia Home for the Aged.

The President appointed as members of the committee, on the part of the Senate, Senators Rogers and Rainie.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference relative to House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 288, An Act relative to preparation and posting of check lists in the city of Portsmouth.

House Bill No. 252, An Act providing for an official state bird.

Order Vacated and Special Order

Mr. Sawyer of Brookfield moved that the order whereby House Bill No. 300, An Act providing for a first-aid room in the State House, was referred to the Committee on Appropriations be vacated and that further consideration of the bill be made a Special Order for tomorrow morning at 11:01 o'clock.

Mr. Sawyer of Brookfield spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Bigelow of Warner, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out the word "one" in the first and sixth lines and inserting in place thereof the word, three, so that said resolution as amended shall read as follows:

That the sum of three hundred dollars is hereby appropriated to reimburse Eleanor Marquis for medical and other expenses incurred as a result of an accident with a national guard vehicle which occurred June 22, 1954. The governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated and said payment of three hundred dollars shall be in full and complete settlement of said claim. The appropriation made by Laws 1955, chapter 378 in the amount of three hundred dollars to said Eleanor Marquis is hereby lapsed.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mrs. Brungot of Berlin, for the Committee on Judiciary, to whom was referred House Bill No. 309, An Act relative to holding party caucuses during December prior to the convening of the general court, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter being a political party organization matter.

The report was accepted and the resolution of the committee adopted.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 375, An Act adopting an interpleader compact, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehy of Newfields, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 97, An Act relative to registers of deeds, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Williams of Grafton, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 59, An Act relative to borrowing by cities and towns, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Oliver of Marlborough, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Barney of Rumney, for the Committee on Resources, Recreation and Development, to whom was referred House

Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the New Hampshire water pollution commission is hereby directed to make a study of the pollution problem affecting the waters of Great Bay and Little Bay, the Piscataqua River, and their tributaries in the seacoast region. The study shall include the preparation of a suitable plan or plans for the control of pollution in the waters of the bays, the river, and their tributaries. The commission shall complete the investigation in an expeditious manner and report its findings to the legislature promptly and in no case later than the 1959 session of the general court. For the purpose of providing funds for the study hereby authorized the sum of twenty thousand dollars is hereby appropriated to be spent by the water pollution commission. The governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any funds in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Robb of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 310, An Act requiring the inspection of railroad main line tracks to prevent accidents, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lougee of Hampton, for the Committee on Transportation, to whom was referred House Bill No. 240, An Act relative to railroad employees' safety, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Transportation, to whom was referred House Bill No. 240, An Act

relative to railroad employee's safety, having considered the same, and being unable to agree with the majority, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend RSA 373:44 as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

373:44. *Personnel Requirements for Operating Trains.* A light engine shall consist of a crew of an engineer, fireman and a qualified flagman, when operating outside yard limits. The crew of a single self-propelled passenger unit, shall consist of an engineer, a fireman, a conductor and a flagman. The crew of any other passenger train of five cars or less shall consist of an engineer, a fireman, a conductor, a flagman, a brakeman and a baggagemaster, provided that if no baggage or express is carried, the baggage master would be eliminated. A local freight or through freight shall consist of a crew including an engineer, a fireman, a conductor, a flagman or brakeman. A freight of more than forty cars shall, in addition to the above mentioned personnel, consist of an additional brakeman. A switcher shall have a crew consisting of an engineer, fireman, conductor, and two yard helpers. Any self-propelled crane, a pile-driver, a weed-burner or weed-killer, or other self-propelled engine or machine shall have a crew consisting of an engineer, or an operator qualified the same as an engineer, conductor and two flagmen. Provided that when one or more machines such as spike pullers, tie masters, spike masters and ballast regulators are working in conjunction with each other, each separate machine will not have a crew, but all machines must be under protection of a conductor and two flagmen.

LYTLE A. MONBLO,
PATRICK J. WINSTON,
HAROLD B. HAGGETT,
A Minority of the Committee.

The reports were accepted.

Mr. Monblo of Claremont moved that the report of the minority "That the bill as amended ought to pass" be substituted for that of the majority "Inexpedient to legislate."

Mr. Monblo of Claremont spoke in favor of the motion.

Mr. Monblo of Claremont then moved that House Bill No. 240 with pending reports and motion be laid upon the table for printing of the minority amendment and made a Special Order for Thursday, April 25 at 11:01 o'clock.

(Discussion ensued)

Messrs. Pickett of Keene and Soucy of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Mrs. Christiansen of Berlin, for the Committee on Labor, to whom was referred House Bill No. 380, An Act relative to reports by labor unions of receipts and expenditures, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Danforth of Manchester moved that House Bill No. 380 be recommitted to the Committee on Labor.

(Discussion ensued)

Messrs. Danforth and Betley of Manchester spoke in favor of the motion.

Mr. Angus of Claremont and Messrs. Kearns and Martel of Manchester spoke against the motion.

Mr. Bell of Plymouth moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote it appeared that the affirmative prevailed.

Mr. Betley of Manchester demanded a division.

A division being had, 251 members having voted in the affirmative and 7 members having voted in the negative, the main question was ordered.

The main question being, Shall House Bill No. 380 be recommitted to the Committee on Labor?

On a *viva voce* vote the motion to recommit did not prevail.

Mr. Betley of Manchester demanded a division.

A division being had, 98 members having voted in the affirmative and 158 members having voted in the negative, the motion to recommit did not prevail.

Mr. Betley of Manchester moved that the words "Ought

to pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

Mr. Betley of Manchester spoke in favor of the motion.

The question being on the motion to substitute.

Mr. Betley of Manchester demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 105

HILLSBOROUGH COUNTY: Bragdon, Hambleton, Adams of Greenfield, Fortin, Warren, Soucy of Manchester, ward 1, Danforth, Dewey, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Healy of Manchester, ward 5, Casey, Clancy, Ecker, O'Connor, Tessier, Champagne, Delisle, Hebert of Manchester, ward 8, Morris, Lafond, Nalette, Soucy of Manchester, ward 12, Crowley, Falconer, Thibault of Nashua, Ayers, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Thompson of New Ipswich, Eastman of Weare.

CHESHIRE COUNTY: Pickett, Tolman, Swett of Sullivan, Congdon.

SULLIVAN COUNTY: Reney, Crane.

GRAFTON COUNTY: Bucklin, Sanborn of Enfield, Williams of Grafton, Nettleton, Duke, Chamberlain, Porter, Townsend, Whipple, Armstrong, Kelley of Littleton, Anderson.

COOS COUNTY: Dussault, Heath, Cornelius, Potter, Stinson.

ROCKINGHAM COUNTY: Blair, Eldredge, Rathbone, Hunter, Eastman of Kensington, Sheehy, Mott, Sewall, Cheney of Newton, Perkins, Palmer, Foote, Joyce, Wardwell, Philbrick.

STRAFFORD COUNTY: Leighton, Drew, Moulton, St. Pierre, Varney, Valliere.

BELKNAP COUNTY: Rollins, Matheson, Robertson, Lacaillade, McCarthy, Karagianis.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Roberts, Thompson of Effingham, Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Phelps, Kenevel, Moore, Lafford, Gibson, Lessels, Corbett, Barnard, Gay of New London, Chadwick.

Nays, 199

HILLSBOROUGH COUNTY: Wiggin of Bedford, Poore, Pickering, Williams of Hollis, Abbott, Gallagher, Paul, Ainley, Green, Pettigrew, Pillsbury, Martel of Manchester, ward 3, Callahan, Healy of Manchester, ward 6, Craig, Gilmartin, Kearns, King, Dion of Manchester, Gauthier, Thibodeau, Eaton of Mason, Peaslee of Merrimack, Deans, Hutchinson, Cooper, Cummings, Ramsdell, Brosnahan, Ryan, Bouley, Latour, Sabluski, Dumais, Locke, Bardol.

CHESHIRE COUNTY: Washburn, Post, Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Faulkner, Farr, Oliver, Ostlund, Yardley, Bouvier, Kershaw, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Bradbury, Angus, Monblo, Nahil, D'Amante, Desnoyer, Davis of Cornish, Riley, Brown of Newport, Karr of Newport, Vaughan of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Stevenson, Plumer, Willey, Graham of Canaan, Peabody, Hayward, Monahan, Larty, McMeekin, Morse, Adams of Lebanon, Cole, Collyer, Martin, Haskins, Bell, Loizeaux, Barney, Sawyer of Woodstock.

COOS COUNTY: Fortier, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Alls, Rix, Graham of Gorham, Swett of Lancaster, Bushey, Hersom, Richardson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Prescott, Persson, Tenney, Shattuck, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Merrill, Spollett, Lougee, Sanborn of Hampton Falls, Battles, Parmenter, Carter, Barrett, Dondero, Wood, Hayes, Murch, Russell of Portsmouth, Haigh, Peever, Willis, Felch.

STRAFFORD COUNTY: Berry, Blanchette, Wiggin of Dover, Webb, Connell, Littlehale, Stearns, Rolfe, Maxfield, Nelson of Rochester, Lacasse of Rochester, Currier, Clement, Beamis, Malley, Brown of Strafford.

BELKNAP COUNTY: McAllister, Haggett, Lord, Morin,

Simoneau, Tilton, Lucier, Burbank, Varrell, Smith of Meredith, Atwood.

CARROLL COUNTY: Chandler, Hill, Willmott, Claflin.

MERRIMACK COUNTY: Vaughn of Bow, Turner, Davis of Concord, Henry, Cheney of Concord, White of Concord, Saltmarsh, Cilley, Walker, Mahoney, Comi, Rufo, Sargent, Nutter, Broadhurst, Burke of Franklin, Kenney, Leonard, Carpenter, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Woodbury, Ayer.

And the motion to substitute did not prevail.

The question being on the resolution of the committee that House Bill No. 380 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Comi of Concord, for the Committee on Labor, to whom was referred House Bill No. 364, An Act relative to the maintenance of artificial appliances furnished injured workmen under the workmen's compensation law, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Haggett of Belmont, for the Committee on Transportation, to whom was referred Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Special Order

Mr. Pillsbury of Manchester moved that Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers, be made a special order for Thursday, April 25 at 11:02 o'clock.

(Discussion ensued)

Messrs. Pillsbury and Soucy of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion for a special order prevailed.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 252, An Act providing for an official state bird.

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year.

Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957.

The report was accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and third reading of joint resolutions by caption only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Qualified

Mrs. Ann L. Hutchinson of Milford having appeared before His Excellency, Governor Lane Dwinell, on Tuesday, April 23, was duly qualified and took her seat as a member of the House.

Third Readings

House Bill No. 375, An Act adopting an interpleader compact, was read a third time, passed and sent to the Senate for concurrence.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 59, An Act relative to borrowing by cities and towns.

Senate Bill No. 97, An Act relative to registers of deeds.

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis, was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

On motion of Mrs. Bucklin of Bridgewater the House adjourned at 12:40 o'clock.

WEDNESDAY, APRIL 24, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Eternal God, who hast created us to do Thy work here on earth, give us Thy grace that we may spend our time wisely and well. Wilt Thou renew our spirits that our work may not be a burden, but a delight. Let us not serve Thee with the spirit of bondage as slaves, but with the cheerfulness and gladness of those who have invested their talent in Thy love. Accept, O Lord, the small talent of each one of us and bless its use in Thy service and for Thy honour and glory and the good of all mankind. We ask in Jesus' name. Amen.

Salute to the Flag

Mr. Roberts of Conway led the Convention in the salute to the flag.

Introduction of Guests

The Speaker introduced the following as guests of the House:

A group of students from Notre Dame High School of Berlin, sponsored by the Berlin delegation.

Mrs. Dorothy Green, wife of Mr. Green of Manchester.

Gregory Morrill, son of Mrs. Morrill of Albany.

The Youth Fellowship of the Central Baptist Church of Franklin, sponsored by Mr. Broadhurst of Franklin.

Ann M. Healy, daughter of Mr. Healy of Manchester, Ward 6, accompanied by her friends Judith Lanovette, Bonnie Welch and Kathleen Ball.

Robert Hazen, Jennie Click and Linda Merrifield, students at the Sunapee Central School, sponsored by Mr. Merrified of Sunapee.

Miss Martha Williams, age 11, sponsored by her grandfather, Mr. Porter of Lebanon.

Miss Mary Kennedy, Assistant Superintendent of Schools in Brooklyn, New York and Mrs. Marie Bouvier, sponsored by Mr. Bouvier of Swanzey.

Leave of Absence

Mr. Willmott of Ossipee was granted a leave of absence for the day on account of important business.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 51, An Act relative to the salaries of the judges of the probate courts.

Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

Senate Bill No. 138, An Act legalizing a special meeting of Sullivan school district held January 24, 1957.

Senate Bill No. 146, An Act relative to Swanzey school district.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 138, An Act legalizing a special meeting of Sullivan school district held January 24, 1957.

To the Committee on Education.

Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

To the Committee on Executive Departments and Administrations.

Senate Bill No. 51, An Act relative to the salaries of the judges of the probate courts.

To the Committee on Appropriations.

Senate Bill No. 146, An Act relative to Swanzey school district.

To the Committee on Education.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in its amendment to the following entitled bill:

Senate Bill No. 54, An Act relative to dogs at large.

The Senate requests a Committee of Conference and the President appointed Senator Bennett and Senator Rhodes as the Senate members of said Committee of Conference.

Mr. Bisbee of Derry moved that the House accede to the request of the Honorable Senate for a Committee of Conference.

On a *viva voce* vote the motion prevailed.

The Speaker appointed Messrs. Bisbee of Derry, Anderson of Warren and Desjardins of Dover as members of the Committee of Conference on the part of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 82, An Act relative to the salary of treasurer of Rockingham county.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the salaries of the treasurers of Rockingham and Sullivan counties.

Further amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Rockingham and Sullivan County Treasurers.* Amend RSA 29:14 (supp) as inserted by 1955, 172:2 and 1955, 247:3 by striking out the words "eight hundred" in line 4 and inserting in place thereof the words, one thousand, and by striking out the word "four" in line 11 and inserting in place thereof the word, five, so that said section as amended shall read as follows: 29:14. *Salaries.* The annual salaries of the treasurers of the several counties to be in full for their services and allowances of every kind, except as hereinafter provided, shall be as follows:

In Rockingham, one thousand dollars.
In Strafford, five hundred dollars.
In Belknap, five hundred dollars.
In Carroll, five hundred dollars.
In Merrimack, six hundred dollars.
In Hillsborough, twelve hundred dollars.
In Cheshire, four hundred dollars.
In Sullivan, five hundred dollars.
In Grafton, five hundred dollars.
In Coos, five hundred dollars.

To the foregoing sums shall be added a reasonable sum for all necessary expenses upon order of the county commissioners.

2. *Takes Effect.* This act shall take effect as of January 1, 1957.

Mr. Shattuck of Danville moved that the House nonconcur in the amendments sent down by the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed.

The Speaker appointed Messrs. Shattuck of Danville, Rathbone of Exeter and Perkins of Nottingham as members of the Committee of Conference on the part of the House.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 211, An Act providing for a deputy commissioner of education.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following bills:

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death.

Senate Bill No. 88, An Act relative to decrees and certificates of adoption.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Walker of Concord, House Bill No. 416, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1958. To the Committee on Appropriations.

By Mr. Walker of Concord, House Bill No. 417, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1959. To the Committee on Appropriations.

Committee Reports

Mr. Kidder of Shelburne, for the Committee on Resources, Recreation and Development, to whom was referred Senate Bill No. 100, An Act relative to reforestation week and Arbor Day, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughn of Bow, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 86, An Act relating to the construction and financing of a sewerage system and sewage disposal plant for the town of Derry, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Joint Committees on Public Health and Education, to whom was referred House Bill No. 152, An Act in relation to the profession of nursing, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Nurse Education and Registration.* Amend RSA 326:1 (supp) as amended by 1955, 306:1 by striking out said section and inserting in place thereof the following: 326:1. *Board of Nursing Education and Nurse Registration.* There shall be a board of nursing education and nurse registration consisting of three nurses, a member of the New Hampshire Medical Society, a member of the New Hampshire Hospital Association, and two members of the public who shall not be nurses, members of the New Hampshire Medical Society or members of the New Hampshire Hospital Association. The members of said board shall be appointed by the commissioner of education, and the term of office for each shall be five years and until a successor is appointed and qualified; provided, that in the first instance, the three nurses on said board shall be appointed for terms of one, three and five years respectively one member of the public shall be appointed for a term

of one year, one for a term of three years, the member of the New Hampshire Medical Society shall be appointd for a term of three years, and the member of the New Hampshire Hospital Association shall be appointed for a term of five years. Vacancies shall be filled in the like manner for any unexpired term. The nurses on said board shall be selected from a list of nominees submitted by the New Hampshire State Nurses Association. No nurse shall be nominated for office as such board member unless he shall have had not less than five years of successful experience in the nursing profession, not less than two years of which experience shall have been in the field of professional nursing education. The board, subject to the supervision and control of the state board of education, shall be responsible for the direction and supervision of nursing education in all the schools of nursing in the state. The nurse members of said board shall be responsible for and shall have sole jurisdiction over all matters relating to the examination, registration and licensing of nurses under this chapter. One member of the board shall be designated by the members as chairman and one as secretary.

2. *Director.* Amend RSA 326:2 by striking out said section and inserting in place thereof the following: 326:2. *Director of Nursing Education.* The board of nursing education and nurse registration upon nomination of the commissioner of education and the approval of the state board of education, shall appoint a director of nursing education, whose salary shall be fixed by said board and who shall serve at the pleasure of said board. Said director, subject to the supervision of the board, shall direct and supervise the educational program in all schools of nursing in the state, and shall perform such other duties as may be prescribed by the board.

3. *Examinations.* Amend RSA 326:3 by striking out the same, and inserting in place thereof the following: 326:3. *Rules, Reports.* The nurse members of said board, with the approval of the commissioner of education, shall make all necessary rules for the examination of nurses applying for certification hereunder, and shall report annually to the governor the receipts and expenditures under the provisions thereof.

4. *Reciprocity.* Amend RSA 326:7 (supp) 1955, 306:4 by striking out the words "the board" in the fourth line there-

of and inserting in place thereof the words, the nurse members of said board, so that said section as amended shall read as follows: 326:7. *Reciprocal Registration. Registration by Endorsement.* Any person from another state registered by the board as maintaining standards not lower than those provided by this chapter, who shall show to the satisfaction of the nurse members of said board that he is properly and duly registered for the practice of nursing in such state, upon the payment of the fee for a certificate of qualification provided herein, shall be entitled to registration of endorsement in this state without an examination.

5. *Revocation of Licenses.* Amend RSA 326:9 by striking out the words "the board" in the first line and by inserting in place thereof the words, the nurse members of said board, so that said section as amended, shall read as follows: 326:9. *Revocation.* The nurse members of said board may revoke any certificate of qualification to practice nursing for sufficient cause after fourteen days' notice in writing to the holder thereof and a hearing. Such notice shall contain a statement of the grounds upon which the complaint is based. The hearings upon such complaints shall be conducted in private, except upon the special request of the party complained of. No person shall practice nursing under any revoked certificate.

6. *Abolition of Advisory Committee.* RSA 326:14 is hereby repealed.

7. *Practical Nursing Education.* Amend RSA 326:18 by striking out said section and inserting in place thereof the following: 326:18. *Administration.* The board of nursing education and registration as a whole shall administer the provisions of this subdivision, except that wherever the words the board appear in this and succeeding sections of this subdivision with reference to matters of examination, licensing or registration, said words shall be deemed to mean the nurse members of said board, who shall have exclusive jurisdiction over such matters. The nurse members of said board may issue licenses to applicants to be known as licensed practical nurses. The board shall promulgate rules and regulations from time to time as may be necessary for the proper conduct of the care of the sick by a licensed practical nurse. The board, subject to the supervision of the state board of education,

shall approve the establishment of schools for the training of practical nurses, and shall prescribe the courses of instruction in connection therewith. The nurse members of said board shall provide for appropriate examinations before a license to practice as a licensed practical nurse may be issued.

8. *Federal Aid.* Amend RSA 186:11 by adding after paragraph XXIX the following new paragraph:

XXX. *Federal Aid for Practical Nurse Training.* The state board of education is hereby designated as the sole agency for the administration of, or for the supervision of the administration by the school boards of towns and cities of, this state's plan to extend and improve vocational education in practical nurse training, pursuant to Title II of the Vocational Education Act of 1946 as inserted by Title III of the Health Amendments Act of 1956 (60 Stat. 775 as amended by 70 Stat. 925) as now in effect or as hereafter amended or extended. The commissioner of education is authorized to prepare for approval by the state board of education and transmission to the U. S. Commissioner of Education a plan to extend and improve vocational education in practical nurse training in this State in conformity with the foregoing Act of Congress as now in effect or hereafter amended or extended. The board of nursing education and nurse registration is authorized and directed to consult and advise with the commissioner of education in the preparation of such plan and from time to time thereafter, as he may request their advice, in the administration of such plan. The state board of education is hereby empowered to adopt reasonable rules and regulations to make this State's plan operative in conformity with all applicable federal legislation and regulations. The commissioner of education or such of his assistants as may be designated to supervise the functions of the state board of education under the plan shall have the consultative services of the director of nursing education created by section 2, chapter 326, RSA, available to him, or in the alternative, the commissioner may employ a registered professional nurse in his department to supervise directly the functions of the state board of education under the plan.

9. *Takes Effect.* This act shall take effect sixty days after its passage.

The report was accepted.

The amendment being material, the bill was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, April 30.

Special Order

Mr. Sawyer of Brookfield called for the Special Order on House Bill No. 300, An Act providing for a first aid room at the state house.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Resolutions

Mr. Kenevel of Boscawen offered the following resolution:

Whereas, Guy H. Hubbard of Boscawen has passed away, and

Whereas, he was a former State Senator and a former Representative from Boscawen, therefore be it

Resolved, That we, the members of the House of Representatives hereby pay tribute to the services rendered by Mr. Hubbard to his town, Senatorial district, and State, and express our deep sympathy to his family in its bereavement, and be it further

Resolved, That the Clerk of the House transmit to the widow, Mrs. Hubbard, a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 300, An Act providing for a first aid room at the State House, was read a third time and passed, and sent to the Senate for concurrence.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 86, An Act relating to the construction

and financing of a sewerage system and sewage disposal plant for the town of Derry.

Senate Bill No. 100, An Act relative to reforestation week and Arbor Day.

On motion of Mrs. Dondero of Portsmouth, the House adjourned at 11:29 o'clock.

THURSDAY, APRIL 25, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, the member from Lancaster, Mr. John D. Cornelius, Lay Preacher at the Methodist Church of Lancaster.

O God, most holy, wise, and powerful preserver and governor of all Thy creatures and all their actions: Keep us this day in health of body and soundness of mind, in purity of heart and cheerfulness of spirit, in contentment with our lot and charity with our neighbor; and further all our lawful undertakings with Thy blessing. In our labor strengthen us, in our pleasure purify us, in our difficulties direct us, in our perils defend us, in our troubles comfort us, and supply all our needs; according to the riches of Thy grace in Christ Jesus our Lord. Amen.

Salute to the Flag

Mr. Richardson of Randolph led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The graduating class of the Thornton Central School, sponsored by Messrs. Willey of Campton and Sawyer of Woodstock.

The students of the Randolph School, sponsored by Mr. Richardson of Randolph.

Mrs. Dorothy Green and Hinda, wife and daughter respectively of Mr. Green of Manchester, accompanied by their

friends, Mrs. James Panamas and daughter Deta, Mrs. Max Cohen and son Andrew.

Mrs. Walter Winch of Keene and Miss Phoebe Wilcox of New York, sponsored by Mr. Winch of Keene.

Mrs. Lillian White and Bertha Jean Merrill, age 10, wife and granddaughter of Mr. White of Atkinson.

Leave of Absence

Mr. McCarthy of Laconia was granted a leave of absence for the day in order to attend a funeral.

Introduction of Bills

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Plumer of Bristol), House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol village fire precinct. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Plumer of Bristol the rules were so far suspended as to dispense with the printing of House Bill No. 418.

By Committee on Rules (Mrs. Griffin of Auburn), House Joint Resolution No. 51, Joint Resolution relative to a continued study of multiple-use of the Lake Massabesic Region. To the Committee on Appropriations.

By Committee on Rules (Mr. Karagianis of Laconia), House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady. To the Committee on Claims.

By Committee on Rules (Mrs. Hayward of Hanover), House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner the rules were so far suspended as to dispense with the printing of House Joint Resolutions No. 52 and No. 53.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings.

Senate Bill No. 124, An Act relating to hedges on the secondary system of highways.

Senate Bill No. 125, An Act relating to bridges on the Class V system of highways.

Senate Bill No. 136, An Act relative to acceptance of gifts to the state library for library purposes.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 136, An Act relative to acceptance of gifts to the state library for library purposes.

To the Committee on Executive Departments and Administration.

Senate Bill No. 124, An Act relating to bridges on the secondary system of highways.

To the Committee on Public Works.

Senate Bill No. 125, An Act relating to bridges on the class V system of highways.

To the Committee on Public Works.

Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings.

To the Committee on Public Welfare and State Institutions.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following joint resolution, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

Amend said joint resolution by striking out the words "five hundred dollars" in line 1 and inserting in place thereof

the words and figures, two hundred thirty two and 38/100 dollars, so that said resolution as amended shall read as follows:

That the sum of two hundred thirty two and 38/100 dollars is hereby appropriated to reimburse Florence Smith for injuries which occurred because of an accident at the Laconia State School. The governor is authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

Mr. Bigelow of Warner moved that the House non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Miss Loizeaux of Plymouth and Messrs. Claflin of Wolfeboro and Kelley of Manchester as members of the Committee of Conference on the part of the House.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in its amendment to the following entitled Senate joint resolution:

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis.

The Senate requests a Committee of Conference and the President appointed Senator English and Senator Lamontagne as Senate members on the Committee of Conference.

Mr. Bigelow of Warner moved that the House accede to the request of the Honorable Senate for a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. Bigelow of Warner, Sabluski of Nashua and Haskins of Lyme as members of the Committee of Conference on the part of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 77, An Act relative to sale of meat, fish and fowl.

Amend section 1 of said bill by striking out the word "immediate" in line 8 so that said section as amended shall read as follows:

1. *Sale by Weight.* Amend RSA 359:44 by striking out said section and inserting in place thereof the following: 359:44. *Sale of Meat, Fish, and Fowl.* All dressed meat, fresh and salt, meat products, fish and dressed or oven-ready poultry shall not be sold or offered for sale except by weight. Provided, however, that the provisions of this section shall not apply to the sale of these articles where both buyer and seller in writing agree to other methods of sale, provided, further, that the provisions of this section shall not apply when these articles are cooked for sale except when offered for sale in a closed package.

On motion of Miss Spollett of Hampstead the House concurred in the amendment sent down from the Honorable Senate.

House Bill No. 100, An Act adding "agronic" plants and seeds to plant and seed certification.

Amend said bill by striking out section 2 of the bill and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Miss Spollett of Hampstead the House concurred in the amendment sent down from the Honorable Senate.

House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples.

Amend said bill by striking out section 2 of the bill and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect 60 days after its passage.

On motion of Miss Spollett of Hampstead the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the

passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 90, An Act relative to Class III recreational roads.

Suspension of Rules

Mr. Vaughan of Newport moved that the rules be so far suspended as to permit the introduction of a committee report on Senate Bill No. 146, An Act relative to Swanzey school district, at the present time.

Mr. Vaughan of Newport spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Committee Report

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred Senate Bill No. 146, An Act relative to Swanzey School District, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughan of Newport moved that the rules be so far suspended as to put Senate Bill No. 146 on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

Senate Bill No. 146, An Act relative to Swanzey school district, was read a third time, passed and sent to the Secretary of State to be engrossed.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 41, Joint resolution in favor of Stanley E. Eaton, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 46, Joint resolution in favor of Kenneth W. Hayward, having considered

the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Vaughan of Newport, for the Committees on Education and Public Health, to whom was referred House Bill No. 128, An Act in relation to the powers of the state board of education over nurse education, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bushey of Northumberland, for the Committee on Fish and Game, to whom was referred Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog lake, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Committees on Public Health and Education, to whom was referred House Bill No. 129, An Act in relation to the board of nursing education and nurse registration, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 318, An Act relative to establishing a road through Wadleigh park in Sutton as a recreational road, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Soucy of Manchester, Mr. Pillsbury of Manchester explained the bill.

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 370, An Act

relative to the designation of a Class I highway in Walpole, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Eldredge of Exeter, Mr. Pillsbury of Manchester explained the bill.

Mr. McMeekin of Haverhill spoke in favor of the bill.

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 365, An Act changing classification of Lempster road, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred Senate Bill No. 63, An Act relative to reclassification of a road in Walpole, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 237, An Act extending road in Warner, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 186, An Act relative to budget requests and appropriations for capital improvements, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of the bill by striking out the title and inserting in place thereof the following: An Act relative to form of state budget and requests by state agencies for appropriations and for capital improvements.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Repeal.* Amend Part II, RSA 9:3 by striking out the word "and" in the sixth line and by striking out paragraph (b) so that said Part II as amended shall read as follows: Part II shall present in detail his recommendations for appropriations to meet the expenditure needs of the state from each general class of funds, classified by departments, and indicating for each the appropriations recommended for: (a) Meeting the cost of administration, operation, and maintenance of such departments.

2. *Repeal.* Amend Part III, RSA 9:3 by striking out the word "and" in the eighth line and by striking out paragraph (b) so that said Part III as amended shall read as follows: Part III shall embrace a draft or drafts of appropriation bills having for their purpose to give legal sanction to the appropriations recommended to be made in Parts I and II. Such appropriation bills shall indicate the funds, general or special, from which such appropriations shall be paid, but such appropriations need not be in greater detail than to indicate the total appropriation to be made for: (a) Administration, operation, and maintenance of each department for each fiscal year of the biennium.

3. *Capital Improvements.* Amend RSA 9 by inserting after section 2 the following new section: 9:3-a. *Biennial Requests.* On or before May first next prior to each biennial legislative session all departments of the state, having need of capital improvements, shall transmit to the comptroller, on blanks to be furnished by him, estimates of their expenditure requirements for such improvements. These requests shall be accompanied by the following data: Estimates to show as separate items (1) cost of land, if any, (2) cost of construction, (3) cost of furnishings and equipment, and probable annual operating and maintenance costs. The comptroller shall prepare a summary and submit the summary and supporting detail to the governor during the month of May. The governor may make such investigation as he deems necessary and shall on or before July first transmit his recommendations to the commissioner of public works and highways. The commissioner shall have schematic drawings and cost estimates prepared by his architects and engineers and shall present these

with any recommendations to the governor not later than December first. The governor may submit the capital budget to the legislature with the regular operating budget but not later than March fifteenth of each legislative session.

4. *Regular Operating Budget.* Amend RSA 9:4 (supp) as amended by 1955. 337:16, by striking out said section and inserting in place thereof the following: 9:4. *Requests for Appropriations.* On or before October first next prior to each biennial legislative session, all departments of the state shall transmit to the comptroller, on blanks to be furnished by him, estimates of their expenditure requirements for each fiscal year of the ensuing biennium for administration, operation and maintenance. In case of the failure of any department to submit such estimates within the time above specified, the comptroller shall cause to be prepared such estimates for such department as in his opinion are reasonable and proper.

5. *Takes Effect.* This act shall take effect as of January 1, 1958.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 204, An Act relative to the establishment of recreational roads, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the words "the Colebrook town line" in lines three and four and twenty-four and twenty-five and inserting in place thereof the words and figures, Route 26, so that said section as amended shall read as follows:

1. *Diamond Ponds Recreational Road.* Amend RSA 231:6 by adding after the word "Newbury" in the twentieth line the words, the road leading into the Little and Big Diamond Ponds in the town of Stewartstown, from Route 26 northerly to said ponds, so that said section as amended shall read as follows: 231:6. *Class III Recreational Roads.* The department of public works and highways shall assume full control of reconstruction and maintenance of roads designated by the forestry and recreation commission and highway com-

missioner within the following state reservations and rights of way thereto, and such roads shall be known as recreational roads; Belknap State Reservation in the town of Gilford, Cathedral Ledge State Reservation in the town of Conway and Bartlett; the Arethusa Falls road in the town of Hart's Location; Pillsbury State Reservation in the town of Washington; White Lake State Park in the town of Tamworth; Pawtuckaway State Reservation in the towns of Nottingham and Deerfield; Milan Hill State Park in the town of Milan; Cardigan State Reservation in the town of Orange; Kearsarge State Reservation in the town of Wilmot; Mt. Sunapee State Park in the town of Newbury; Rhododendron State Reservation in the town of Fitzwilliam; Bear Brook State Reservation in the towns of Deerfield, Hooksett, Allenstown and Candia, and the road formerly known as the Kearsarge Mountain Toll road in the town of Warner, extending from the original toll gate location to its terminus near the summit of Kearsarge Mountain; and Monadnock State Forest Reservation in the town of Jaffrey, and the road to the beach development at Mt. Sunapee State Park in the town of Newbury, the road leading into the Little and Big Diamond Ponds in the town of Stewartstown from Route 26 northerly to said ponds. The cost of reconstruction and maintenance shall be a charge upon the highway funds. This section shall not be construed as affecting the control of the forestry and recreation department over parking areas or other facilities within said reservation.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Moulton of New Durham, for the Committee on Public Health, to whom was referred House Bill No. 262, An Act relative to use of fluorine in public water supplies, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Public Health, to whom was referred House Bill No. 262, An Act relative to use of fluorine in public water supplies, having considered the same, and being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

J. DANIEL PORTER,
NINA E. PEABODY,
ERNEST L. PINKHAM,
A Minority of the Committee

The reports were accepted.

Mr. Porter of Lebanon moved that the report of the minority, "Ought to pass" be substituted for the report of the majority, "Inexpedient to legislate."

(Discussion ensued)

Mr. Porter of Lebanon and Miss Collyer of Lisbon spoke in favor of the motion.

Mrs. Moulton of New Durham moved that further consideration of House Bill No. 262 be indefinitely postponed.

(Discussion ensued)

Mrs. Moulton of New Durham, Miss Faulkner of Keene and Mr. Bradley of Hanover spoke in favor of the motion.

Messrs. Pickett of Keene, McMeekin of Haverhill, Betley of Manchester and Mrs. Brungot of Berlin spoke against the motion.

On a *viva voce* vote the motion to indefinitely postpone did not prevail.

The question being on the motion to substitute the report of the minority, "Ought to pass" for the report of the majority, "Inexpedient to legislate."

On a *viva voce* vote the motion prevailed.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Pickett of Keene moved that the rules be so far suspended as to put House Bill No. 262 on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 262, An Act relative to use of fluorine in public water supplies, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Miss Collyer of Lisbon moved that the House reconsider its vote whereby it passed House Bill No. 262, An Act relative to use of fluorine in public water supplies.

On a *viva voce* vote the motion to reconsider did not prevail.

Special Order for 11:01 O'Clock

Mr. Monblo of Claremont called for the Special Order on House Bill No. 240, An Act relative to railroad employees' safety.

The question being on the motion to substitute the report of the minority "Ought to pass with amendment" for the report of the majority "Inexpedient to legislate."

(Discussion ensued)

Mr. Monblo of Claremont spoke in favor of the motion.

Mr. Pickett of Keene moved that the House recess for 30 seconds.

The House recessed at 11:01¼ o'clock.

Recess

After Recess

The House reconvened at 11:01¾ o'clock.

The question being on the motion to substitute.

(Discussion ensued)

Messrs. Hersom of Northumberland, Terry of Westmoreland, Street of Sharon and Soucy of Manchester and the Mesdames Brungot of Berlin and Davis of Concord spoke against the motion.

Mr. Bloomfield of Claremont and Mr. Pickett of Keene spoke in favor of the motion.

Mr. Monblo of Claremont spoke a second time in favor of the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question now being on the resolution of the committee that House Bill No. 240, is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Special Order for 11:02 O'Clock

Mr. Pillsbury of Manchester called for the Special Order on Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers.

Mr. Soucy of Manchester moved that Senate Bill No. 21 be recommitted to the Committee on Transportation.

Mr. Soucy of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the bill was recommitted to the Committee on Transportation.

Committee Report

Mr. Green of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 358, An Act repealing the provisions setting up the legislative council, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Special Order

Mrs. Brungot of Berlin moved that House Bill No. 358 be made a Special Order for Wednesday, May 8, at 11:01 o'clock

Mr. Green of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Report of Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 211, An Act providing for a deputy commissioner of education.

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death.

Senate Bill No. 86, An Act relating to the construction and financing of a sewerage system and sewage disposal plant for the town of Derry.

Senate Bill No. 88, An Act relative to decrees and certificates of adoption.

Senate Bill No. 97, An Act relative to registers of deeds.

Senate Bill No. 100, An Act relative to reforestation week and Arbor Day.

House Bill No. 173, An Act relative to apportionment of expenses for forest fires.

Senate Bill No. 59, An Act relative to borrowing by cities and towns.

The report was accepted.

Resolution

Mrs. Webb of Dover offered the following resolution:

Whereas, we have learned with regret of the illness and confinement to his home of Melvin Morrison, and

Whereas, Mr. Morrison is a fellow representative from the city of Dover, therefore be it

Resolved, that we, the members of this House of Representatives do hereby express our sincere sympathy in his illness and offer to our fellow member our hope for his speedy recovery, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to Mr. Morrison.

On a *viva voce* vote the resolution was unanimously adopted.

Reconsideration

Mr. Comi of Concord moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Transportation that House Bill No. 240, An Act relative to railroad employees' safety, is inexpedient to legislate.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolution

Mr. Bardol of Wilton offered the following resolution:

Whereas, we have learned of the death of Warren Foster of Wilton, and

Whereas, Mr. Foster was a former member of the House of Representatives, therefore be it

Resolved, that we, the members of this House of Representatives do hereby express our sorrow in the passing of our former fellow member and extend our sympathy to his bereaved family, and be it further

Resolved, that a copy of these resolutions be transmitted to the family of Mr. Foster.

On a *viva voce* vote the resolution was unanimously adopted.

Order Vacated

Mr. Pillsbury of Manchester moved that the order whereby House Bill No, 376, An Act making appropriations for capital improvements and long term repairs for the State of New Hampshire, was referred to the Joint Committees on Public Works and Appropriations, be vacated and the bill referred to the Committee on Appropriations.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and third reading of resolutions by caption only, and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following House bills and House joint resolution were read a third time, passed and sent to the Senate for concurrence:

House Bill No. 204, An Act relative to the establishment of recreational roads.

House Bill No. 186, An Act relative to budget requests and appropriations for capital improvements.

House Bill No. 237, An Act extending road in Warner.

House Bill No. 318, An Act relative to establishing a road through Wadleigh park in Sutton as a recreational road.

House Bill No. 370, An Act relative to the designation of a Class I highway in Walpole.

House Joint Resolution No. 46, Joint Resolution in favor of Kenneth W. Hayward.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 63, An Act relative to reclassification of a road in Walpole.

Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog Lake.

On motion of Miss Spollett of Hampstead, the House adjourned at 2:16 o'clock.

TUESDAY, APRIL 30, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend James Ridge, Curate of St. Raphael's Church, and member of the staff of St. Anselm's College of Manchester.

We have gathered before Thee, O God, hindered indeed by our many and grievous ways. But we have gathered together to discuss and transact public business in Your Name and in the name of our great State of New Hampshire.

Come unto us, O God and be with us; vouchsafe to enter our hearts and minds; teach us what we are to do and whither we are to tend; show us what we must accomplish, in order that with Thy help, we may be able to please Thee in all things. Dispel the darkness from our intellects that we may see Thy wonderful purpose working in all things. Be Thou alone the Author and finisher of all our deliberations.

Suffer us not to disturb the order of Justice; let not ignorance draw us into devious paths, nor partiality sway our minds. Neither allow human respect pervert our judgments, but unite us to Thee by Thy Grace so that we may ever seek the Truth in all our undertakings.

In Thy Hands, O Almighty God, rests the authority of all rulers and lawgivers and the rights of all peoples; be pleased then to assist those having the responsibility enacting our laws, so that under Thy guidance and protection their hearts and minds will conform to your Holy Will so that all living under the laws may enjoy lasting peace and prosperity.

Amen.

Salute to the Flag

Mr. Ingham of Winchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

A group of students from St. Raphael's Grammar School of Manchester, sponsored by Mr. Kearns of Manchester.

The Republican women of Sullivan and Cheshire Counties, sponsored by the Mesdames Gordon of Jaffrey, Tolman of Nel-

son, Frizzell of Charlestown, Reney of Grantham and Miss Faulkner of Keene.

Former representative, Mrs. Guy Fortier of Berlin and Mrs. Yvonne Parissee of Berlin, wife and niece respectively of Mr. Fortier of Berlin.

The 6th and 7th grades of the Brentwood School, sponsored by Mrs. Prescott of Brentwood.

Leaves of Absence

Mr. Karagianis of Laconia was granted a leave of absence for the week on account of important business.

Mr. Beamis of Somersworth was granted an indefinite leave of absence on account of illness.

Mr. Davis of Cornish was granted a leave of absence for the day on account of illness in the family.

Mr. Saltmarsh of Concord was granted a leave of absence after one o'clock today in order to attend a funeral.

OPINION OF THE SUPREME COURT JUSTICES

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following answers to the questions contained in your resolution filed April 3, 1957 with reference to House Bill 187, entitled "An Act to redistrict the state into senatorial districts."

The first two questions relate to the interpretation of Article 26, Part II of the Constitution of New Hampshire which provides as follows: "[Art. 26]. And that the state may be equally represented in the senate, the legislature shall, from time to time divide the state into twenty-four districts, as nearly equal as may be without dividing towns and unincorporated places; and in making this division, they shall govern themselves by the proportion of direct taxes paid by the said districts, and timely make known to the inhabitants of the state the limits of each district."

The first question seeks the "proper interpretation" to be given to Article 26 in making the division contemplated. The second question is directed specifically to "what taxes are to be considered and included as 'direct taxes' " in so doing.

The phrase "direct taxes" was incorporated in Article 26 of the Constitution by amendment in 1792 (10 N. H. State

Papers 145); and it is reasonably plain that by "direct taxes" was meant the taxes which the General Court was then autorized to levy by what is now Article 6, Part II of the Constitution, namely: taxes "on polls and estates." 9 N. H. State Papers 904.

Prior to the amendment of 1792, Article 26 quoted above, was in substantially the same form as now, except that the words "public taxes" appeared where the words "direct taxes" are now used (9 N. H. State Papers 896, 904), and the number of districts was required to be "never more than ten, nor less than five." See RSA: Const. Pt. II, *Art.* 26, note.

Amendments of Article 26 were twice submitted to the people by the Constitutional Convention of 1791. The first would have changed the number of districts to "thirteen," to be established according to the proportion of "public taxes" paid by the districts. See 10 N. H. State Papers 116, amendment No. 12. This proposal failed of ratification by the people, and a second amendment was substituted which would fix the number of districts at twelve and for the first time used the language "direct taxes paid." *Ibid.*, 145, 153. This amendment was ratified in 1792. The Journal of the Convention does not disclose what prompted the change, since it was made in committee. See *Ibid.*, *p.* 143. We are therefore left to a consideration of other sources to determine the significance of the change.

Both before and after the adoption of the amendment of 1792 rates and assessments for purposes of taxation were fixed from time to time by legislative act (5 Laws of N. H. 603 (1791); 6 Laws of N. H. 171 (1793)), providing the manner in which "public taxes" should be assessed on "polls and rateable estates." See Robinson: History of Taxation in New Hampshire, *pp.* 86, 87; 5 Laws of N. H. 429. Also from time to time, the Legislature determined the "proportion to every thousand pounds of the public taxes which every town [should] annually pay." 5 Laws of N. H. 420 (1789); 6 Laws of N. H. 165 (1794). The latter acts were used to apportion the public taxes required to support the expenditures of state and counties. See 5 Laws of N. H. 500 (1790). At least as early as 1803, one of the acts establishing rates and assessments was entitled "An Act to Establish the Rates at which Polls and Rateable Estates Shall be Valued in Making and Assess-

ing *Direct* Taxes," although the body of the acts continued to refer to "public taxes." 7 Laws of N. H. 187 (1803). (Italics supplied.)

Use of the word "direct" in the amendment of Article 26 may have been thought desirable because of the distinction made in the then recently adopted Constitution of the United States, between "direct taxes" on the one hand, and "duties, imposts, and excises" on the other. The Constitution of the United States had been ratified by New Hampshire on June 21, 1788, and declared in effect in 1789.

Article 1, section 2, clause 3 of the Constitution of the United States provided that "Representatives and direct taxes shall be apportioned among the several States . . . "; and by Article 1, section 9, clause 4 it was provided: "No capitation, or other direct tax shall be laid, unless in Proportion to the Census or Enumeration herein before directed to be taken." Duties, imposts and excises on the other hand were required to be uniform throughout the United States. Const., *Art.* 1, *s.* 8, cl 1. In *Veazie Bank* v. *Fenno*, 8 Wall. (U. S.) 533(1869), the United States Supreme Court was called upon to consider what were "direct taxes" as the term was used in the Constitution of the United States; and it was there said that "the words direct taxes comprehended only capitation taxes, and taxes on land, and perhaps taxes on personal property, by general valuation and assessment of the various descriptions possessed within the several States." *Ibid.*, 546. See also, Cooley's Const'l Limitations (7th *ed.*) 708-710.

Hence it is apparent that "direct taxes," at least in the sense in which the words were used in the Constitution of the United States, were the taxes which Part II of the Second Constitution of New Hampshire (1784), under the head of "The General Court" directed to be assessed "on polls and estates in the manner that has heretofore been practised" for the raising of the "public charges of government." 9 N. H. State Papers 904. *Cf.* Const. Pt. II, *Art.* 6. It will be remembered that taxation "upon . . . other classes of property, including franchises and property when passing by will or inheritance," was not permitted by this article until it was amended in 1903. *Conner* v. *State*, 82 N. H. 126.

We conclude, in answer to your second question, that "direct taxes" as used in Article 26, Part II of the Constitu-

tion means taxes upon polls and estates. In answer to your first question, we think it is evident that the establishment of senatorial districts in accordance with a proper interpretation of Article 26 requires that the districts be so established that the "direct taxes paid" by the towns and unincorporated places in any district shall be in the same proportion as those paid by the towns and unincorporated places of any other district; or as nearly so as is practicable, having regard to the prohibition against the division of towns and places.

Your third question raises the issue of whether there is any constitutional violation in a redistricting based upon "equalized valuation figures supplied by the state tax commission and as provided under the provisions of RSA 76:1," (requiring a legislative apportionment of public taxes according to equalized valuation). We are of the opinion that no constitutional violation would result from the use of such a method.

Article 26 directs that in establishing senatorial districts the Legislature shall "govern themselves by the proportion of direct taxes paid by the said districts." Direct taxes as we have defined them furnished the means of raising the public charges of government as early as the Revolutionary years. See Upton: Revolutionary New Hampshire, *pp.* 133, 138. The state tax, also known as the "direct state tax" has for most of our history been a source of funds by which the obligations of the state have been met. The tax was divided among the towns of the state in the proportions established by the apportionment acts previously mentioned. And although a state tax has not been levied since 1938 (see RSA 76:3; Laws 1937, *c.* 189, because of the provisions of the tobacco tax law adopted in 1939 (Laws 1939, *c.* 180, *s.* 1, now RSA 78:20), apportionment statutes continues to be enacted (Laws 1955, *c.* 330) to determine among other matters the apportionment of county taxes. RSA 29:11.

Present-day apportionment statutes are based upon equalized valuations as determined by the Tax Commission (RSA 71:11 V); and the "direct taxes paid" Art. 26, *supra* by the cities and towns within the senatorial districts are therefore necessarily in the proportion of their equalized valuations as determined by the Tax Commission.

The House Journal for January 30, 1957, referred to in your question indicates that valuations for the twenty-four senatorial districts as now constituted differ by as much as $91,000; while under the redistricting proposed by House Bill 187, the maximum variation in equalized valuations will not exceed $9,700 in round figures. The differentials which would result from the proposed redistricting are explainable by the necessity of avoiding the division of towns or places, and appear to present no constitutional objection. As previously stated, the third question is answered in the negative.

Your fourth and final question is whether House Bill 187 "violate[s] in any respect the Constitution of New Hampshire." In view of the generality of this question we do not deem it within our province to speculate upon whether other constitutional issues might be raised. See *Opinion of the Justices*, 99 N. H. 525, 528; *Opinion of the Justices*, 84 N. H. 559, 564. However, the bill presents no constitutional defects upon its face.

FRANK R. KENISON,
LAURENCE I. DUNCAN,
AMOS N. BLANDIN, JR.,
EDWARD J. LAMPRON.

April 30, 1957.

Notice of Reconsideration

Mr. Sawyer of Brookfield served notice that today, or some subsequent day, he will move that the House reconsider its action whereby it voted inexpedient to legislate, House Bill No. 129, An Act in relation to the board of nurses education and registration.

Order Vacated

Mr. Pillsbury of Manchester moved that the order whereby House Bill No. 365, An Act changing classification of Lempster road, was referred to the Committee on Appropriations be vacated and the bill placed on second reading at the present time.

(Discussion ensued)

Messrs. Pillsbury of Manchester and Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Senate Message

The Senate has passed a bill and joint resolution with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 3, An Act relative to expenditure of state funds on class IV compact section highways.

Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns.

Senate Bills Read and Referred

The following Senate bill and Senate joint resolution were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 3, An Act relative to expenditure of state funds on class IV compact section highways. To the Committee on Public Works.

Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns. To the Committee on Appropriations.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 108, An Act relative to the issuance of county bonds.

Amend section 2 of the bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect 60 days after its passage.

On motion of Mr. Eldredge of Exeter the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 289, An Act relative to publication of ordinances of Portsmouth.

Amend by striking out section 1 of said bill and inserting in place thereof the following:

1. *Posting in Public Places.* Amend 1957, 398:19 by inserting at the end thereof the following: Notwithstanding any other provisions of law, publication for the purposes of this section shall mean the publication of a notice in any daily newspaper published in the city of Portsmouth, stating the number and title of the ordinance, and either the text of the ordinance in full or if the full text is not published, then a brief explanation of the purpose of the ordinance and information as to where and when any citizen of Portsmouth concerned, may obtain a copy of the complete ordinance, and if the full text is not published in the newspaper the city manager shall make reasonable provisions so that a copy of the complete ordinance shall be obtainable without charge, at least four days prior to the time set for the public hearing, by any citizen who may request the same, so that said section as amended shall read as follows: 19. *Ordinances.* Municipal legislation shall be by ordinance. Each ordinance shall be identified by a number and a short title. The enacting clause shall be "The City of Portsmouth Ordains" and the effective date of each ordinance shall be specified in it. Each ordinance shall be introduced in writing in the form it is to be finally passed, and after passage on its first reading shall be published at least once together with a notice of the time and place when and where it will be given a public hearing and be considered for final passage. The first such publication shall precede the date of said hearing by at least the time required by any statute relating to such subject but in no case less than one week. All ordinances shall be recorded in full uniformly and permanently by the city clerk and each ordinance so recorded shall be authenticated by the signature of the mayor and city clerk. Ordinances shall be published within thirty days after their passage; and shall be further published, compiled and revised in such manner and at such time as the council shall determine. Notwithstanding any other provisions of law, publication for the purposes of this section shall mean the publication of a notice in any daily newspaper published in the city of Portsmouth, stating the number and title of the ordinance, and either the text of the ordinance in full or if the full text is not published, then a brief explanation of the purpose of the ordinance and information as to where and when any citizen

of Portsmouth concerned, may obtain a copy of the complete ordinance, and if the full text is not published in the newspaper the city manager shall make reasonable provisions so that a copy of the complete ordinance shall be obtainable without charge, at least four days prior to the time set for the public hearing, by any citizen who may request the same.

On motion of Mr. Joyce of Portsmouth the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 82, An Act relative to the salary of the treasurer of Rockingham County.

The President appointed Senator Adams and Senator Humphreys as the Senate members of the Committee of Conference.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Bill No. 87, An Act relative to borrowing by village districts for current expenses and maintenance.

House Bill No. 127, An Act relative to duties of tax commission in equalization of taxes.

House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities.

House Bill No. 171, An Act changing classification of a road in Groton.

House Joint Resolution No. 47, Joint Resolution in favor of the estate of Edmond Hebert.

Report of the Committee on Engrossed Bills Under Joint Rule No. 6

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, to whom was referred House Bill No. 287, An Act relative to meetings of the council of Portsmouth, having considered the same, reported the same under Joint Rule

No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first nine lines and inserting in place thereof the following:

1. *Portsmouth Charter.* Amend 1947, 398:18, as amended by 1953, 320:1 by striking out the word "Thursday" in the third, fourth and fifth lines, and inserting in place thereof the word, Monday, and by striking out the words "seven o'clock" in lines two and three and inserting in place thereof the words, some time between seven and eight-thirty o'clock, to be set by the council, so that said section as amended shall read as follows: 18. *Meetings.* All meetings of the council shall be public. Regular meetings shall be held at some time between seven and eight-thirty o'clock, to be set by the council, in the evening on the first Monday of each month, providing when said first

The report was accepted.

On motion of Mrs. Dondero of Portsmouth the House concurred in the amendment offered by the Committee on Engrossed Bills.

Bill Ordered to a Third Reading

On a *viva voce* vote House Bill No. 365, An Act changing classification of Lempster road, was ordered to a third reading.

Committee Reports

Mrs. Atwood of Sanbornton, for the Committee on Appropriations, to whom was referred House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted, and the bill ordered to a third reading.

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred Senate Bill No. 64, An Act relative to expenditure of state appropriations, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Walker of Concord explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *School Superintendents.* Amend paragraph XXIII of RSA 186:11 by striking out said paragraph and inserting in place thereof the following: XXIII. *Salaries.* Fix the state's share of the salary or salaries of the superintendent, assistant superintendent, and approved helping teachers for supervisory unions in such manner that financial support to supervisory unions shall recognize the element of financial need to the end that the supervisory and administrative services to public education shall be on a more equitable and efficient basis; provided, however, that the total amounts so fixed in any one fiscal year shall not exceed the amount available to the state for this purpose from school districts under the provisions of section 12, chapter 194 RSA and the amounts received under the provisions of said section 12 shall be maintained in a special fund by the state treasurer and be used for no other purpose than the salaries of superintendents, assistant superintendents and helping teachers for supervisory unions. For the purpose of this paragraph the state's share of the superintendents' annual salary shall be fixed so that each of the amounts so fixed shall vary with specifically designated ranges of equalized valuation as listed in the following table:

State's Share of Superintendents' Salary	Range of the Latest Equalized Valuation Per Union
$4,500.00	0 — $14,999,999
4,250.00	$15,000,000 — $16,999,999
4,000.00	17,000,000 — 18,999,999
3,750.00	19,000,000 — 20,999,999
3,500.00	21,000,000 — 22,999,999
3,250.00	23,000,000 — 24,999,999
3,000.00	25,000,000 — 26,999,999
2,750.00	27,000,000 — 28,999,999
2,500.00	29,000,000 — and over

The state's share of the annual salaries of any assistant superintendent, helping teacher, or superintendent in a supervisory union which has a helping teacher, will be fixed at twenty-five hundred dollars per year. The State Board of Education is hereby instructed to adjust the state's share of the superintendents' salaries in each successive biennium so that insofar as is possible, the present relationship between the equalized valuations of the supervisory unions and the state's share of the superintendents' salaries will be maintained.

Further amend the bill by inserting after section 1 the following new section to read as follows:

2. *Helping Teacher.* Amend paragraph XXIV of RSA 186:11 by adding at the end thereof the words, all helping teacher positions hereinafter established shall be only after a majority of the school districts in the supervisory union have voted favorably upon the establishment of the position, so that said paragraph as amended shall read as follows:

XXIV. Helping teacher, as referred to in paragraph XXIII, is defined as a teacher with specific training and experience which will enable her, or him, to give helpful advice, counsel, and assistance to teachers, pupils and parents of a school system as a constructive means of improving the educational growth and development of children, solving pupil problems of retardation and maladjustment, adopting the program of studies to meet the needs of the children and the community, bringing resources outside of the school to classroom teachers, pupils, parents and community, and in general acting as a consultant to the entire staff and community in

the recognition of the educational needs. All helping teacher positions hereinafter established shall be only after a majority of the school districts in the supervisory union have voted favorably upon the establishment of the position.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted.

Laid on the Table Under Rule 48

The amendment being material, House Bill No. 335, An Act relative to the state's share of the school superintendent's salaries, was laid upon the table for printing of the amendment and will be taken up under the regular order of business on Thursday, May 2.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 347, An Act abolishing the law relative to political expenditures, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Ainley of Manchester, for the Committee on Insurance, to whom was referred Senate Bill No. 70, An Act relative to investments by domestic life insurance companies, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Varney of Rochester, for the Committee on Insurance, to whom was referred House Bill No. 231, An Act relative to sale of electrical appliances, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Electrical Equipment.* Amend RSA 158 by inserting at the end thereof the following new sub-division:

Electrical Material, Devices, Appliances, and Equipment

158:23 *Prohibition.* It shall be unlawful for any person, firm or corporation to offer for sale, manufacture for sale, expose for sale at retail, or rent to the general public or dispose of by gift as premiums or in any similar manner, any material, devices, appliances or equipment requiring electrical energy to function and designed for household or other domestic uses which are not in conformity with standard approved methods of construction for safety to life and property.

158:24. *Authority.* To carry out the provisions of this act the state board of fire control is authorized to take such means as it may deem necessary to inform the public of the intent and purposes of this act and make such regulations as may be required for its effective enforcement.

158:25. *Penalty.* Whoever violates any of the provisions set forth in this sub-division shall be liable for a fine of not more than one hundred dollars or imprisonment for not more than six months or both.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Plumer of Bristol, for the Joint Committee on Education, to whom was referred Senate Bill No. 103, An Act relative to increasing the borrowing capacity by school districts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by adding at the end of section 33:4-a as inserted by section 1 of the bill the following new paragraph:

(e) The City of Manchester shall not incur net indebtedness for all municipal purposes, including school purposes, to an amount at any one time outstanding exceeding 8.75% of its valuation determined as hereinafter provided. Said City of Manchester is hereby authorized to apportion its debt between school and other municipal purposes in any manner and to any degree, except that the City may not incur net indebtedness for school purposes to an amount at any one time out-

standing, exceeding 4% of its said valuation, except with the approval of the Board of Investigation hereinafter provided for which may increase the school debt to an amount not exceeding 6%. The foregoing debt limitations for the City of Manchester shall be exclusive of unmatured tax anticipation notes issued according to law, debts incurred for supplying the inhabitants with water or for the construction or maintenance of water works, debts incurred to finance new sewerage systems or sewage disposal works when the cost thereof is to be financed by sewer rent or sewer assessments, debts incurred pursuant to section 10 of chapter 31 of the Revised Statutes Annotated, debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), sinking funds and cash applicable solely to the payment of the principal of debts incurred within the debt limit and indebtedness payable from parking meter revenue.

This provision for the City of Manchester repeals the debt limit provided for in the special act pertaining to said City embodied in Laws of 1955, Chapter 430.

The report was accepted and the Clerk began to read the amendment.

Mr. Pillsbury of Manchester moved that further reading of the amendment be dispensed with.

(Discussion ensued)

Messrs. Pillsbury and Craig of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed, the amendment was adopted and the bill ordered to a third reading.

Mr. Ryan of Nashua, for the Committee on Labor, to whom was referred House Bill No. 272, An Act relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Miss Collyer of Lisbon moved that the words "ought to

pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

Miss Collyer of Lisbon spoke in favor of the motion.

Mr. Angus of Claremont spoke against the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question being on the resolution of the committee that the bill is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Smith of Meredith, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Blanchette of Dover, for the Committee on Public Health, to whom was referred House Bill No. 332, An Act relative to hospital licensing, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section.

Further amend said bill by striking out the word "medication" in the fourth line of section 2 and inserting in place thereof the words, therapeutic agencies, so that said section as amended shall read as follows: 2. *Purpose.* Amend RSA 151 by inserting after section 2 the following new section: 151:2-a. *Definition.* A person suffering from illness, injury, or deformity shall mean any person under medical care who is not capable of the self-administration of drugs or therapeutic agencies.

Further amend the bill by renumbering section 2 to read section 1 and by renumbering the ensuing sections in their numerical sequence.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 332, An Act relative to hospital licensing, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, May 2.

Mr. Broadhurst of Franklin, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 264, An Act relating to the classification of Ammonoosuc River and its tributaries, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Joint Resolution No. 45, Joint Resolution relating to improvements to, and a study of, facilities at Echo Lake—Cathedral Ledge State Park in North Conway, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of ten thousand dollars is hereby appropriated to be expended under the direction of the recreation division of the forestry and recreation commission for the following purposes: a study of said state park with a view to determining what will be necessary to develop a camping area at Echo Lake—Cathedral Ledge State Park in North Conway and a study of said state park and such surrounding areas in a manner which will afford increased recreational facilities for the public. A further sum of five thousand dollars is hereby appropriated for increasing the facilities at said park. The sums hereby appropriated shall be so expended that both of the above purposes may be carried out. The governor is authorized to draw his warrants for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the

joint resolution referred to the Committee on Appropriations under the rules.

Mr. Malley of Somersworth, for the Committee on Ways and Means, to whom was referred House Bill No. 342, An Act relative to taxation of legacies and successions, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Deductions.* Amend RSA 86:8 by adding at the end of said section the words, and the survivor shall file with the director of the inheritance tax division of the state tax commission, upon a form prescribed by the director, a report of all transfers of real and personal property held in the joint names of the deceased joint tenant and the survivor and shall satisfy the director as to the amounts paid by such survivor from said property for necessary expenses of the funeral of the deceased joint tenant, expenses of the last sickness and medical expenses of said deceased joint tenant. In the computation of the tax under this chapter the director of the inheritance tax division of the state tax commission shall deduct from the value of the property so reported such amounts as the director shall determine were paid from said property for such funeral expenses, expenses of last sickness and medical expenses, so that the same as amended shall read as follows: 86:8. *Joint Ownership.* Whenever property, real or personal, is held in the joint names of two or more persons, or is deposited in banks or other depositaries in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons, the right of the survivor to the immediate ownership or possession and enjoy-

ment of such property shall be deemed a transfer taxable under the provisions of this chapter, in the same manner as though the whole property to which such transfer relates was owned by said parties as tenants in common and had been devised or bequeathed to the survivor by such deceased joint owner, and the survivor shall file with the director of the inheritance tax division of the state tax commission, upon a form prescribed by the director a report of all transfers of real and personal property held in the joint names of the deceased joint tenant and the survivor and shall satisfy the director as to the amounts paid by such survivor from said property for necessary expenses of the funeral of the deceased joint tenant, expenses of the last sickness and medical expenses of said deceased joint tenant. In the computation of the tax under this chapter the director of the inheritance tax division of the state tax commission shall deduct from the value of the property so reported such amounts as the director shall determine were paid from such property for such funeral expenses of last sickness and medical expenses.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly, was laid upon the table for printing of the amendment and will be taken up under the regular order of business on Thursday, May 2.

Taken from the Table Under Rule 48

House Bill No. 152, An Act in relation to the profession of nursing, was taken from the table.

The question being on the amendment as printed on pages 7, 8, 9, 10 and 11 of the Journal for Wednesday, April 24.

Mr. Willey of Campton moved that further consideration of House Bill No. 152 and pending amendment be indefinitely postponed.

(Discussion ensued)

Mr. Willey of Campton spoke in favor of the motion.

(Mr. Lamprey of Moultonborough in the Chair)

Mr. Sawyer of Brookfield spoke against the motion.

Mr. King of Manchester spoke in favor of the motion.

At 12:33 o'clock the Chair declared a 45 minute recess.

Recess

After Recess

The House reconvened at 1:20 o'clock.

The question being on the motion that further consideration of House Bill No. 152 and pending amendment be indefinitely postponed.

Mrs. Gordon of Jaffrey spoke against the motion.

Miss Loizeaux of Plymouth and Mr. Eastman of Kensington spoke in favor of the motion.

(Speaker in the Chair)

Mr. Pickett of Keene moved that House Bill No. 152, with pending amendment, be recommitted to the Special Committee consisting of the Committees on Public Health and Education.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the motion.

Mr. Pillsbury of Manchester spoke against the motion.

Personal Privilege

The Chair recognized Mr. Pickett of Keene on a point of personal privilege.

Messrs. Chivers of Plainfield, Vaughan of Newport, Comi of Concord, Sanborn of Hampton Falls, Craig of Manchester, Willey of Campton and Mrs. Dondero of Portsmouth spoke against the motion to recommit.

The question being on the motion to recommit.

On a *viva voce* vote the motion did not prevail.

The question being on the motion that House Bill No. 152, with pending amendment, be indefinitely postponed.

Mr. Willey of Campton demanded a division.

A division being had, 262 members having voted in the affirmative and 44 members having voted in the negative, the motion to indefinitely postpone prevailed.

Parliamentary Inquiry

Mr. Pickett of Keene stated that from today's testimony it was his understanding that House Bill No. 130, An Act to clarify the relationship between the board of nursing education and nurse registration and the state department of educa-

tion and to provide for the acceptance of federal aid for practical nurse training, contains the same subject matter as House Bill No. 152 which the House just voted to indefinitely postpone. Mr. Pickett of Keene then asked the Chair for a ruling as to whether, under the Rules, House Bill No. 130 may now be acted upon by the House.

Speaker's Ruling

The Chair stated that the rulings of previous Speakers indicate that there has been confused thinking as to the parliamentary effect of indefinite postponement. The Chair stated further that if the body of House Bill No. 130 is substantially different from the body of House Bill No. 152, House Bill No. 130 would not be affected by a vote to indefinitely postpone House Bill No. 152. The Chair is of the opinion that if a bill pending has a title, subject matter and body that has not been reported to the House it cannot be killed by indefinite postponement of another bill which has been reported to the House. If there are three or four pending bills on the same subject, different in body, they cannot be killed by a motion to indefinitely postpone one of them. It is the understanding of the Chair that House Bill No. 130 differs from House Bill No. 152 and therefore believes that House action on House Bill No. 130 is in order. An amendment to House Bill No. 130 in body the same as the amendment introduced for House Bill No. 152, which was indefinitely postponed, would not be in order.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its action whereby it voted to indefinitely postpone House Bill No. 152, An Act in relation to the profession of nursing.

Mr. Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 299, An Act relative to benefits under policemen's retirement system, having considered the same, re-

ported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Galloway of Walpole, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 263, An Act relative to converting the so-called Winant House into a residence for the governor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 2 of the bill by striking out the word "twelve" in the first line and inserting in place thereof the word, twenty, so that said section as amended shall read as follows: 2. *Appropriation.* The sum of twenty thousand dollars is hereby appropriated for the fiscal year ending June 30, 1958 to be expended under the direction of the governor for the purpose of furnishing and decorating the interior of said building.

The report was accepted.

Mrs. Palmer of Plaistow moved that the words, "inexpedient to legislate" be substituted for the words, "ought to pass with amendment" in the committees' report.

(Discussion ensued)

The Mesdames Palmer of Plaistow and Hayward of Hanover and Messrs. Kearns of Manchester, Pillsbury of Manchester and Metcalf of Tilton spoke in favor of the motion.

Mr. Lamprey of Moultonborough and Miss Collyer of Lisbon spoke against the motion.

Personal Privilege

The Chair recognized Mr. Pickett of Keene on a point of personal privilege.

The question being on the motion to substitute.

Miss Collyer of Lisbon demanded a division.

A division being had, the results were so manifestly in the affirmative, that the motion to substitute prevailed.

The question now being on the resolution of the committee that House Bill No. 263 is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Notice of Reconsideration

Miss Collyer of Lisbon served notice that today, or some subsequent day, she will move that the House reconsider its action whereby it voted inexpedient to legislate, House Bill No. 263, An Act relative to converting the so-called Winant house into a residence for the governor.

Reconsideration

Mr. Kearns of Manchester moved that the House reconsider its action whereby it voted inexpedient to legislate, House Bill No. 263, An Act relative to converting the so-called Winant house into a residence for the governor.

Mr. Abbott of Hudson demanded a roll call.

Mr. Abbott subsequently withdrew his demand for a roll call and demanded a division.

A division being had, 20 members having voted in the affirmative and 183 in the negative the motion to reconsider did not prevail.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bill, reported that they had examined and found correctly engrossed the following House and Senate bills:

House Bill No. 77, An Act relative to sale of meat, fish and fowl.

House Bill No. 87, An Act relative to borrowing by village districts for current expenses and maintenance.

House Bill No. 90, An Act relative to Class III recreational roads.

House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples.

House Bill No. 100, An Act adding "agronomic" plants and seeds to plant and seed certification.

House Bill No. 127, An Act relative to duties of tax commissioner in equalization of taxes.

House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities.

House Bill No. 171, An Act changing classification of a road in Groton.

Senate Bill No. 63, An Act relative to reclassification of a road in Walpole.

Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog Lake.

House Joint Resolution No. 47, Joint Resolution in favor of the Estate of Edmond Hebert.

The report was accepted.

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 146, An Act relative to Swanzey School District.

The report was accepted.

On motion of Mrs. Miner of Meredith the House adjourned from morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Reading

House Bill No. 299, An Act relative to benefits under policemen's retirement system, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Lamprey of Moultonborough moved that the House reconsider its vote whereby it passed House Bill No. 299, An Act relative to benefits under policemen's retirement system.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings

Senate Bill No. 103, An Act relative to increasing the borrowing capacity by school districts, was read a third time, passed and sent to the Senate for concurrence in the amendment.

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 231, An Act relative to sale of electrical appliances.

House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists.

House Bill No. 365, An Act changing classification of Lempster road.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct.

Senate Bill No. 64, An Act relative to expenditure of state appropriations.

Senate Bill No. 70, An Act relative to investments by domestic life insurance companies.

On motion of Mrs. Taylor of Whitefield the House adjourned at 3:39 o'clock.

WEDNESDAY, MAY 1, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O God, our heavenly Father, it is good that it is not custom that brings us again into this sacred moment of prayer, but our deep sense of need. We cannot live without Thy blessing. Life is too hard for us and duty is too large. We get discouraged, and we come to Thee asking Thee for strength. Help us always to be of good cheer. Give us grace to encourage others; may we never discourage them. Let us not go about with sadness or fear among men, but rather may we be a benediction to every one we meet, always making life easier for those who come within our influence. Help us to be as Christ to others, that they may see something of His love in our lives and learn to love Him in us. We beseech Thee to hear us and to receive our prayer. Amen.

Salute to the Flag

Mr. Walsh of Manchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The Dover High School Civics Class, sponsored by Mr. Wiggin of Dover.

Former Representative Maud G. Rix of Dummer, sponsored by her husband, Mr. Rix of Dummer.

Mrs. George McGee and George McGee, Jr., wife and son of Mr. McGee of Lincoln. Mr. and Mrs. McGee are celebrating their 25th wedding anniversary today.

The 8th Grade of the Pembroke Elementary School, sponsored by Mr. Woodbury of Pembroke.

Leaves of Absence

Mr. Gilman of Farmington was granted a leave of absence for the rest of the week on account of important business.

Mr. Rolfe of Rochester was granted a leave of absence for the day on account of important business.

Mr. Davis of Cornish was granted a leave of absence for the day on account of illness in the family.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table for printing and referred as follows:

By Mr. King of Manchester, Ward 10, House Bill No. 419, An Act relative to credit unions. To the Committee on Judiciary.

By Mr. Bigelow of Warner, House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers. To the Committee on Resources, Recreation and Development.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 107, An Act relative to a special account for use by the fish and game director.

Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools.

Senate Bills Read and Referred

The following Senate bills were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 107, An Act relative to a special account for use by the fish and game director. To the Committee on Fish and Game.

Senate Bill No. 142. An Act relative to the charter of the City of Laconia to clarify a section relating to schools.

To a special committee consisting of the Delegation from the City of Laconia.

The Senate message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1; 182:1; 279:1; 296:1; 1957, 66:1 and 1957, 83:1 by striking out the words "two thousand five hundred" in the eighth line and inserting in place thereof the words, three thousand, so that said paragraph as amended shall read as follows: I. *Salaries of justices.*

Further amend said section 1 by adding at the end thereof the following:

In Haverhill, eight hundred dollars;

In Salem, one thousand dollars.

Amend section 2 of said bill by striking out the first four lines and inserting in place thereof the following:

2 — *Clerks.* Amend RSA 502:17, as amended by 1957, 17:1 by striking out the word "eight" in the second line and inserting in place thereof the word, twelve, so that said section

as amended shall read as follows: 502:17. *Salaries.* The clerk of the Portsmouth municipal court shall receive an annual salary of

On motion of Mr. Foote of Portsmouth, the House concurred in the adoption of the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following captioned joint resolution:

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

The President appointed Senator English and Senator Merrill as the Senate members of the Committee of Conference.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 166, An Act relative to the state emblem.

House Bill No. 214, An Act relative to the powers of the village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities.

House Bill No. 265, An Act relative to the Gafney Home for the Aged.

Committee Reports

Miss Loizeaux of Plymouth, for the Joint Committee on Executive Departments and Administration and Public Welfare and State Institutions, to whom was referred House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Robb of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disabilities, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Cheney of Concord, for the Committee on Transportation, to whom was referred House Bill No. 285, An Act relative to the misuse of motor vehicle number plates, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Intent to Conceal Identity.* Amend RSA 262:27 by striking out said section and inserting in place thereof the following: 262:27. *Operating After Revocation; Misuse of Plates.* Any person convicted of operating a motor vehicle in this state after his license to operate has been suspended or revoked, and any person who knowingly attaches or permits to be attached to a motor vehicle a number plate assigned by the commissioner, or the authority of any other jurisdiction, to another vehicle, or who knowingly obscures or permits to be obscured the figures on any number plate attached to any motor vehicle, or who knowingly and deliberately fails to display on a motor vehicle proper lights as herein provided, or the number plates and the registration number duly issued therefor, shall be fined not more than one hundred dollars, or imprisoned not more than six months, or both.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Haggett of Belmont, for the Committee on Transportation, to whom was referred House Bill No. 239, An Act relative to motor vehicle probationary licenses, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Cheney of Concord, for the Committee on Transportation, to whom was referred House Bill No. 154, An Act relating to the equipment of motor busses, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred House Bill No. 334, An Act to provide revenue for cities and towns, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Ways and Means, to whom was referred House Bill No. 334, An Act to provide revenue for cities and towns, having considered the same, and being unable to agree with the majority, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend RSA 78-A:3 as inserted by section 1 of the bill by inserting after the word "be" in the fourth line the words and figures, 15% of the net tax distribution fund to the general funds of the state and the balance to the several cities and towns; further amend said section by adding at the end thereof the words, the moneys received from this fund by cities and towns shall be applied directly for the reduction of the property tax rates, unless otherwise authorized by the majority vote of the people of the towns and by the proper elected authorities in the cities, so that said section as amended shall read as follows:

78-A:3 *Distribution of Fund.* On April first, 1958 and quarterly thereafter the state treasurer shall distribute to each city and town the whole balance of the net tax distribution fund. The basis of distribution hereunder shall be 15% of the net tax distribution fund to the general funds of the state and the balance to the several cities and towns upon the proportion that the population of the respective cities and towns of the state as determined by the last prior decennial enumeration made by the federal government, provided, however, that for the purposes of this computation of population, out-of-state students at New Hampshire colleges and the New Hampshire University shall not be counted and in-state students at these institutions shall be credited to towns and cities in which they are domiciled. The registrars or administrative officers of these institutions shall submit to the state tax commission, on the first of January of each year, the names and places of residence of all in-state students presently en-

rolled in their institutions. The state treasurer shall cause the ratio of population to be calculated to two decimal places for each city and town and upon the several ratios thus ascertained shall cause to be calculated the amounts to be distributed to the several cities and towns. Any small balance that may remain in the fund because of the ratios being calculated to no more than two decimal points shall remain in the fund for the next quarterly distribution with the interim additions to the fund. The moneys received from this fund by the cities and towns shall be applied directly for the reduction of the property tax rates, unless otherwise authorized by the majority vote of the people of the towns and by the proper elected authorities in the cities.

Amend paragraph IV RSA 78-a:6 as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

IV. *Medicines.* Sale of medicines, artificial limbs, artificial eyes, hearing aids and other similar devices for human beings sold on doctor's prescriptions.

Amend paragraph V RSA 78-A:16 as inserted by section 1 of the bill by inserting after the word "Fertilizer" in the first line the words, Dust and, and by inserting after the word "fertilizer" in the second line the word, dust, so that said paragraph as amended shall read as follows:

V. *Seed, Feed, Fertilizer, Dust and Spray Materials and Bait.* Sales of seed, feed, fertilizer, dust and spray materials used in agricultural production and sale of bait to commercial fishermen.

Amend paragraph VII RSA 78-A:16 as inserted by section 1 of the bill by striking out the words "for household use," in the second line so that said paragraph as amended shall read as follows:

VII. *Coal, Oil, Wood, Water, Gas and Electricity.* Sales of the above fuels.

DAVID BRADLEY,
JOHN G. THOMPSON,
JAMES F. MALLEY,
A Minority of the Committee.

The reports were accepted.

The minority amendment having been printed in the Journal for Thursday, April 25, reading of the amendment was dispensed with.

Mr. Bradley of Hanover moved that the report of the minority, "ought to pass with amendment" be substituted for the report of the majority, "inexpedient to legislate."

(Discussion ensued)

Messrs. Bradley of Hanover, Townsend of Lebanon, Duke of Hanover, Malley of Somersworth and Rathbone of Exeter and the Mesdames Atwood of Sanbornton, Lord of Gilford and Hayward of Hanover spoke in favor of the motion.

Messrs. Haley of Keene, Jones of Lebanon, Eastman of Kensington, Crosby of Hillsborough and Davis of Conway and Mrs. Brungot of Berlin spoke against the motion.

Mr. Craig of Manchester moved that further consideration of House Bill No. 334, An Act to provide revenue for cities and towns, be indefinitely postponed.

(Discussion ensued)

Messrs. Craig and Betley of Manchester, McMeekin of Haverhill, Pickett of Keene and the Mesdames Record of Nashua and Dondero of Portsmouth spoke in favor of the motion.

Mr. Pillsbury of Manchester spoke against the motion.

The question being on the motion to indefinitely postpone.

Mr. Bradley of Hanover requested a division.

A division being had, 258 members voted in the affirmative and 75 members voted in the negative.

Mr. Pillsbury of Manchester demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 259

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Jennings, Poore, Fortin, Crosby, Abbott, Gallagher, Paul, Warren, Ainley, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Geisel, Robb, Dwyer, Martel of Manchester, ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Clancy, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7, Tessier, Bonenfant, Champagne, Craig, Delisle, He-

bert of Manchester, ward 8, Cary, Morris, Kearns, King, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Lesmerises, Crowley, LeClerc of Manchester, ward 14, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Cooper, Cummings, Ramsdell, Saunders, Thibault of Nashua, Belcourt, Brosnahan, Dufour, Maynard, Dionne of Nashua, Chartrain, Ryan, Sweeney, Bouley, Dugas, Latour, Sabluski, Bouthillier, Dumais, Eastman of Weare, Bardol.

CHESHIRE COUNTY: Pike, Clark of Harrisville, Smith of Hinsdale, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Farr, Pickett, Oliver, Yardley, Eaton of Stoddard, Bouvier, Kershaw, Congdon, Ballam, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Monblo, Nahil, D'Amante, Desnoyer, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Stevenson, Bucklin, Plumer, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Larty, McMeekin, Morse. Chamberlain, Adams of Lebanon, Cole, Jones, Whipple, McGee, Collyer, Armstrong, Kelley of Littleton, Martin, Bell, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Heath, Alls, Graham of Gorham, Keough, Potter, Bushey, Richardson, Placey, Gould, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Shattuck, Bisbee, Clark of Derry, Stancik, Spollett, Hunter, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Sheehy, LaBranche, Sewall, Cheney of Newton, Carter, Pinkham, Palmer, Barrett, Dondero, Sadler, Wood, Foote, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Philbrick, Haigh, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Berry, Blanchette, Leighton, Wiggin of Dover, Desjardins, LaBonte, Dunnington, Webb, Murphy, Drew, Dawson, Moulton, Maxfield, Nelson of Rochester, St. Pierre, Currier, Clement, Varney, Valliere, Maloomian.

BELKNAP COUNTY: McAllister, Lacaillade, McCarthy, Morin, Simoneau, O'Shan, Metcalf.

CARROLL COUNTY: Chandler, Davis of Conway, Hill, Willmott, Nickerson of Tamworth, Peaslee of Wakefield, Claflin.

MERRIMACK COUNTY: Baron, Kenevel, Vaughn of Bow, Moore, Lafford, Davis of Concord, White of Concord, Lessels, Corbett, Saltmarsh, Barnard, Cilley, Rufo, Bunten, Nutter, Broadhurst, Burke of Franklin, Kenney, Carpenter, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Gay of New London, Wilman, Thibeault of Pembroke, Woodbury, Ayer, Chadwick.

Nays, 75

HILLSBOROUGH COUNTY: Adams of Greenfield, Pickering, Williams of Hollis, Pillsbury, Burke of Manchester, Eaton of Mason, Locke, Thompson of New Ipswich, Dutton, Rice, Street.

CHESHIRE COUNTY: Washburn, Post, Gordon, Faulkner, Tolman, Ostlund, Swett of Sullivan, Terry.

SULLIVAN COUNTY: Frizzell, Chivers.

GRAFTON COUNTY: Willey, Bradley, Duke, Hayward, Monahan, Porter, Townsend, Haskins.

COOS COUNTY: Rix, Swett of Lancaster.

ROCKINGHAM COUNTY: Griffin, Persson, Batchelder, Blair, Eastman of Exeter, Eldridge, Merrill, Rathbone, Lougee, Parmenter, Mott, Perkins.

STRAFFORD COUNTY: Brown of Durham, Littlehale, Stearns, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, Haggett, Matheson, Lord, Robertson, Tilton, Lucier, Burbank, Dana, Varrell, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Roberts, Thompson of Effingham, Lamprey.

MERRIMACK COUNTY: Phelps, Turner, Bates, Allen, Henry, Cheney of Concord, Walker, Sargent, Jenkins.

Pairs

Mr. Casey of Manchester voting Yes, paired with Mr. Cornelius of Lancaster voting No.

Mr. Ecker of Manchester voting Yes, paired with Mr. Karagianis of Laconia voting No.

Mr. Gelinas of Manchester voting Yes, paired with Mr. Stinson of Stratford voting No.

Mr. Thibodeau of Manchester voting Yes, paired with Mr. Jean of Nashua voting No.

Mrs. Record of Nashua voting Yes, paired with Mrs. Hayes of Portsmouth voting No.

Mr. Carignan of Rochester voting Yes, paired with Mr. Nickerson of East Kingston voting No.

Mr. Peever of Salem voting Yes, paired with Mr. Tiffany of Concord voting No.

Mr. Ayotte of Franklin voting Yes, paired with Mr. Gibson of Concord voting No.

Mr. Young of Pittsfield voting Yes, paired with Mr. Bigelow of Warner voting No.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Betley of Manchester moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 334, An Act to provide revenue for cities and towns.

On a *viva voce* vote the motion to reconsider did not prevail.

Personal Privilege

The Chair recognized Mr. Dion of Manchester on a point of personal privilege.

Resolutions

Mrs. Ainley of Manchester offered the following resolution:

Whereas, we have learned of the death of Louis E. Wyman of Manchester, for many years one of the state's most eminent lawyers, and

Whereas, as a young man Mr. Wyman was duly elected a member of the New Hampshire House of Representatives and also served his city and state in various capacities, therefore be it

Resolved, that we, the members of this House of Representatives, do hereby pay tribute to his efficient and loyal per-

formance of his duties and extend to his family out heartfelt sympathy, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to Mrs. Wyman.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 285, An Act relative to the misuse of motor vehicle number plates.

House Bill No. 154, An Act relating to the equipment of motor buses.

House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disabilities.

House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals.

On motion of Mrs. Tolman of Nelson the House adjourned at 2:05 o'clock.

THURSDAY, MAY 2, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Lord, our God, even at this moment as we come into Thy presence in prayer, we are haunted by memories of duties unperformed and opportunities missed. We are ashamed, O Lord, and tired of failure. Forgive us all that we talk too much and think too little. Forgive us all that we worry so

often and pray so seldom. If we are drawn closer to Thee now, in prayer, may we come nearer still, until selfishness is burned out within us and our wills lose all their weakness in union with Thine own. Amen.

Salute to the Flag

Mr. Maloomian of Somersworth led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the 7th and 8th grades of the Canterbury School, as guests of the House, sponsored by Mr. Turner of Canterbury.

Leaves of Absence

Mr. Gay of New London was granted a leave of absence for the day in order to attend a funeral.

Mr. Davis of Cornish was granted a leave of absence for the day on account of illness in the family.

Messrs. Hersom of Northumberland and Peever of Salem were granted leaves of absence for the day on account of important business.

Communication

Business Office
New Hampshire State Hospital

May 1, 1957

The Honorable Mr. W. Douglas Scamman
Speaker of the House of Representatives
State House, Concord, N. H.

DEAR MR. SCAMMAN:

As this is Mental Health Week across the nation, the New Hampshire State Hospital wishes to extend a cordial invitation to all members of the House of Representatives to visit our institution during Open House Day, Thursday, May 2.

An interesting program has been planned beginning at 1:30 in the Howard Recreation Center. Exhibits of Hospital activities will be on display in the gymnasium, and conducted tours of some of the buildings are also planned.

We hope many members can take this opportunity to visit with us.

Sincerely,

WALTER H. COMEE,
Business Administrator III

for DR. EARL K. HOLT, M. D.,
Superintendent

Introduction of Bills

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table for printing and referred as follows:

By Committee on Rules (Mr. Chandler of Bartlett), House Bill No. 421, An Act making appropriation for the governor's legal counsel. To the Committee on Appropriations.

By Mr. Nelson of Hopkinton, House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society. To the Committee on Executive Departments and Administration.

By Committee on Rules (Mr. Cormier of Somersworth), House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins. To the Committee on Claims.

By Committee on Rules (Mr. Dunnington of Dover), House Joint Resolution No. 55, Joint Resolution in favor of Harvey V. Harrison. To the Committee on Claims.

Committee Reports

Mr. King of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester, having considered the same, reported the same with the recommendation that the bill ought to pass.

The undersigned, a minority of the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester, having considered the same, and being

unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

GRETA AINLEY,
K. W. ROBB,
EMILE SOUCY,
HARRY J. DANFORTH,
A Minority of the Committee.

The reports were accepted.

Mrs. Ainley of Manchester moved that the report of the minority "inexpedient to legislate" be substituted for the report of the majority "ought to pass".

(Discussion ensued)

Mrs. Ainley of Manchester spoke in favor of the motion.

(Mr. Lamprey of Moultonborough in the Chair)

Mr. King of Manchester spoke against the motion.

(Speaker in the Chair)

Messrs. Martel, Kearns and Crowley of Manchester, Deans of Milford and Pickett of Keene spoke against the motion.

Mr. Soucy of Manchester, Ward 1, spoke a first and second time in favor of the motion.

Messrs. Betley and Craig of Manchester spoke against the motion.

The question being on the motion to substitute the report of the minority for that of the majority.

Mr. Kearns of Manchester requested a division.

A division being had, 40 members voted in the affirmative and 250 members voted in the negative.

Mr. Soucy of Manchester, Ward 1, demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 43

HILLSBOROUGH COUNTY: Wiggin of Bedford, Hambleton, Jennings, Ainley, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Robb, Peaslee of Merrimack, Falconer, Cooper, Saunders, Sweeney, Sabluski.

CHESHIRE COUNTY: Gordon.

SULLIVAN COUNTY: Frizzell.

GRAFTON COUNTY: Duke, McMeekin, Loizeaux, Anderson.

COOS COUNTY: Keough, Gould.

ROCKINGHAM COUNTY: Griffin, Rathbone, Foote.

STRAFFORD COUNTY: Webb, Moulton, Currier.

BELKNAP COUNTY: Tilton.

CARROLL COUNTY: Davis of Conway, Lamprey.

MERRIMACK COUNTY: Allen, Davis of Concord, Gibson, Lessels, Tiffany, Maxham, Walker, Ayotte, Nelson of Hopkinton, Chadwick, Bigelow.

Nays, 287

HILLSBOROUGH COUNTY: Poore, Adams of Greenfield, Fortin, Pickering, Crosby, Williams of Hollis, Abbott, Gallagher, Paul, Dewey, Geisel, Pillsbury, Dwyer, Martel of Manchester, ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, LeClerc of Manchester, ward 7, Tessier, Champagne, Craig, Delisle, Hebert of Manchester, ward 8, Cary, Morris, Gilmartin, Kearns, King, Hurley, Lafond, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Crowley, Eaton of Mason, Deans, Hutchinson, Cummings, Ramsdell, Thibault of Nashua, Ayers, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Ryan, Bouley, Dugas, Latour, Bouthillier, Dumais, Locke, Thompson of New Ipswich, Dutton, Street, Eastman of Weare, Bardol, Hines.

CHESHIRE COUNTY: Washburn, Post, Pike, Clark of Harrisville, Smith of Hinsdale, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Faulkner, Farr, Pickett, Oliver, Tolman, Ostlund, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bradbury, Angus, Monblo, Desnoyer, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Stevenson, Bucklin, Plumer, Willey, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Bradley, Hayward, Monahan, Larty, Morse, Chamberlain, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, McGee, Collyer, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Barney, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Brungot, Fontaine, Gagnon, Lacasse of Berlin, Heath, Alls, Rix, Graham of Gorham, Cornelius, Swett of Lancaster, Potter, Bushey, Richardson, Stinson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Persson, Tenney, Shattuck, Bisbee, Clark of Derry, Nickerson of East Kingston, Blair, Eastman of Exeter, Eldredge, Merrill, Spollett, Hunter, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Parmenter, Sheehy, Mott, Labranche, Sewall, Cheney of Newton, Carter, Pinkham, Perkins, Palmer, Barrett, Dondero, Wood, Hayes, Murch, Dame, Joyce, Wardwell, Russell of Portsmouth, Landrigan, Haigh, Willis, Felch.

STRAFFORD COUNTY: Berry, Blanchette, Leighton, Wiggin of Dover, Desjardins, Labonte, Dunnington, Morrison, Brown of Durham, Littlehale, Stearns, Drew, Rolfe, Maxfield, Nelson of Rochester, Lacasse of Rochester, St. Pierre, Varney, Valliere, Maloomian, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, Robertson, Lacaillade, McCarthy, Morin, Simoneau, Lucier, Burbank, Dana, Varrell, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Hill, Roberts, Thompson of Effingham, Willmott, Nickerson of Tamworth, Claflin.

MERRIMACK COUNTY: Baron, Phelps, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Lafford, Henry, Cheney of Concord, White of Concord, Corbett, O'Neil, Saltmarsh, Cilley, Comi, Bunten, Nutter, Broadhurst, Burke of Franklin, Leonard, Carpenter, Mason, DuDevoir, Mulaire, Jenkins, Wilman, Woodbury, Ayer.

And the motion to substitute did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Pickett of Keene moved that the rules be so far suspended as to put House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester, on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Craig of Manchester moved that the House reconsider its vote whereby it passed House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

On a *viva voce* vote the motion to reconsider did not prevail.

At 12:40 o'clock the Chair declared a recess until 1:35 o'clock.

Recess

After Recess

The House reconvened at 1:35 o'clock.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mrs. Prescott of Brentwood, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and to permit it to borrow a certain

sum of money outside its debt limit and provide for the guarantee of said debt, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Blanchette of Dover, for the Special Committee consisting of the members from the city of Dover, to whom was referred House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 2 and inserting in place thereof the following:

2. *Dover Municipal Court Clerk.* Amend RSA 502:17, as amended by 1957, 17:1 and by section 2 of an act passed at the 1957 session increasing the salary of the clerk of the Portsmouth Municipal Court, by inserting before the words "to be paid" the words, the clerk of the Dover municipal court shall receive an annual salary of one thousand dollars, so that said section as amended shall read as follows: 502:17. *Salaries.* The clerk of the Portsmouth municipal court shall receive an annual salary of twelve hundred dollars, the clerk of the Manchester municipal court shall receive an annual salary of thirty-three hundred dollars, the clerk of the Dover municipal court shall receive an annual salary of one thousand dollars, to be paid by the respective cities in equal monthly payments; the salaries of all other clerks of municipal courts in cities and towns of five thousand population or more shall be not less than three hundred dollars, and as much more as the city or town in which said court is located may vote to pay.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Cilley of Concord, for the Special Committee consisting of the members from the county of Merrimack, to whom was referred Senate Bill No. 2, An Act repealing certain provisions relative to the removal or discharge of Merrimack county employees, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Leonard of Franklin, for the Special Committee consisting of the members from the county of Merrimack, to whom was referred House Bill No. 372, An Act relative to the salary of the Merrimack county solicitor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 329, An Act relative to veterans' service officer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dutton of Peterborough, for the Committee on Banks, to whom was referred House Bill No. 143, An Act relative to limitations on investments of savings banks, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Banks, to whom was referred House Bill No. 143, An Act relative to limitations on investments of savings banks, having considered the same, and being unable to agree with the majority, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following: 1. *Investments of Savings Banks.* Amend paragraph IV of RSA 387:3 by inserting after the word "chapter" in the twelfth line the words, providing that an additional amount not exceeding twenty-five per cent of the aggregate of the guaranty fund and surplus may be invested in loans which are guaranteed by the administrator of Veterans Affairs under the Servicemen's Readjustment Act of 1944 as amended from time to time, or are insured by the Federal Housing Commissioner, and, so that said paragraph as amended shall read as follows: IV. Not

exceeding seventy-five per cent in aggregate of the deposits shall be invested in loans authorized by section 4 of this chapter, providing that an additional amount not exceeding twenty-five per cent of the aggregate of the guaranty fund and surplus may be invested in loans which are guaranteed by the administrator of Veterans' Affairs under the Servicemen's Readjustment Act of 1944 as amended from time to time, or are insured by the Federal Housing Commissioner and provided that not exceeding ten per cent of the deposits shall be invested in loans secured by mortgages upon real estate outside of New England and not otherwise insured or guaranteed as provided in paragraphs IV and V of section 4 of this chapter.

JOSEPH H. GEISEL,
EDWARD J. WALSH,
EDWARD CHAMPAGNE,
ALBERT MAYNARD,
THOS. F. NOLAN,
EUGENE DELISLE,
E. M. DuDEVOIR,
JOHN F. KELLEY,
HARRY E. CLARK,
A Minority of the Committee.

The minority amendment having been printed in the Journal of Thursday last, reading of the amendment was dispensed with.

Special Order

Mr. Geisel of Manchester moved that House Bill No. 143 and pending reports be made a Special Order for Wednesday, May 8, at 11:02 o'clock.

(Discussion ensued)

Messrs. Geisel and Kearns of Manchester, Cole of Lebanon and Bloomfield of Claremont spoke in favor of the motion.

Mr. Dutton of Peterborough spoke against the motion.

Mr. Geisel of Manchester spoke a second time in favor of the motion.

On a *viva voce* vote the motion for a special order prevailed.

Committee Report

Mr. Street of Sharon, for the Committee on Transporta-

tion, to whom was referred House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That there is hereby established a special committee, to consist of five members, two to be appointed by the Speaker of the House of Representatives, two to be appointed by the President of the Senate, and one to be chosen by the said four members so appointed, said fifth member to be a representative of the general public but not a member of the general court, to make an investigation of the financial policies and practices of the Boston and Maine railroad and their effect on the general welfare and future prosperity of the state. Said committees may consider and review all provisions of the statutes now in force relating to railroads in the state, and may consider the reports of committees or commissions previously established, and such evidence, including the testimony of experts, as it may deem advisable. Said committee may call upon the public utilities commission and other commissions, departments, boards, and officers of the state for such information and assistance as it may desire in the course of its investigation. Said committee may investigate the application and effect of accounting formulas and practices employed by railroad corporations operating in the state on profit and loss of such railroad corporations and the railroads operated by them in the state. Said committee shall organize and elect its chairman and clerk from its membership; shall be provided with quarters in the state house or elsewhere; shall hold public hearings if deemed advisable; shall have the power to subpoena witnesses, and to require the production of books, records, contracts and papers and the giving of testimony under oath; may travel within and without the state and may expend from the appropriation hereinafter authorized such sums as may be necessary for expert, clerical and other services and expenses. The members of said committee shall be paid five dollars for each day of employment on business of the committee and seven cents per mile for travel from their homes to the places where their duties are performed and re-

turn. All expenditures of said committee shall be paid upon vouchers countersigned by the chairman and clerk of said committee. Said committee shall report to the general court the results of its study and investigation by filing the same, together with such plans, statistics and drafts of legislation as it may deem necessary or appropriate, with the clerk of the House of Representatives not later than December 31, 1958. The sum of five thousand dollars is hereby appropriated for the expenses of said committee, and the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The undersigned, a minority of the Committee on Transportation, to whom was referred House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state, having considered the same, and being unable to agree with the majority, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

CHARLES F. ARMSTRONG,
ARTHUR J. RUSSELL,
LEWIS H. CARPENTER,
ALICE DAVIS,
GEORGE McGEE,
A Minority of the Committee.

The reports were accepted.

Mr. Davis of Conway offered the following amendment to the amendment:

Amend said amendment by striking out the whole thereof and inserting in place thereof the following:

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That there is hereby established a special committee, to consist of five members, two to be appointed by the Speaker of the House of Representatives, two to be appointed by the President of the Senate, and one to be chosen by the said four members so appointed, said fifth member to be a representative of the general public but not a member of the general court, to make an investigation of such aspects as said committee shall deem necessary or advisable of the entire problem

of railroad transportation service in the state, including but not limited to the financial policies and practices of the Boston and Maine Railroad and their effect on the general welfare and future prosperity of the state. Said committee may consider and review all provisions of the statutes now in force relating to railroads in the state, and may consider the reports of committees or commissions previously established, and such evidence, including the testimony of experts, as it may deem advisable. Said committee may call upon the public utilities commission and other commissions, departments, boards, and officers of the state for such information and assistance as it may desire in the course of its investigation. Said committee may investigate the application and effect of accounting formulas and practices employed by railroad corporations operating in the state on profit and loss of such railroad corporations and the railroads operated by them in the state. Said committee shall organize and elect its chairman and clerk from its membership; shall be provided with quarters in the state house or elsewhere; shall hold public hearings if deemed advisable; shall have the power to subpoena witnesses, and to require the production of books, records, contracts and papers and the giving of testimony under oath; may travel within and without the state and may expend from the appropriation hereinafter authorized such sums as may be necessary for expert, clerical and other services and expenses. The members of said committee shall be paid five dollars for each day of employment on business of the committee and seven cents per mile for travel from their homes to the places where their duties are performed and return. All expenditures of said committee shall be paid upon vouchers countersigned by the chairman and clerk of said committee. Said committee shall report to the general court the results of its study and investigation by filing the same, together with such plans, statistics and drafts of legislation as it may deem necessary or appropriate, with the clerk of the House of Representatives not later than December 31, 1958. The sum of five thousand dollars is hereby appropriated and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

(Discussion ensued)

Messrs. Davis of Conway and McMeekin of Haverhill spoke in favor of the amendment to the amendment.

Mr. Terry of Westmoreland spoke against the amendment to the amendment.

Mr. Armstrong of Littleton moved that further consideration of House Joint Resolution No. 39 be indefinitely postponed.

(Discussion ensued)

Mr. Armstrong of Littleton spoke in favor of the motion.

Mr. Street of Sharon spoke against the motion.

Mr. Lamprey of Moultonborough moved that House Joint Resolution No. 39 be committed to the Committee on Appropriations.

Parliamentary Inquiry

Mr. McMeekin of Haverhill asked whether or not it was necessary to vacate the order whereby House Joint Resolution No. 39 was referred to the Committee on Transportation before a motion to commit to the Committee on Appropriations would be in order.

Speaker's Ruling

The Speaker ruled that the motion to commit to the Committee on Appropriations was in order because the reports from the Committee on Transportation had been read and accepted by the House, thus discharging the Committee on Transportation and placing the joint resolution in the possession of the House.

The question being on the motion to commit.

(Discussion ensued)

Messrs. Lamprey of Moultonborough, Armstrong of Littleton, McMeekin of Haverhill and Mrs. Palmer of Plaistow spoke in favor of the motion.

Mrs. Davis of Concord and Mrs. Martin of Littleton spoke against the motion.

The question being on the motion to commit.

On a *viva voce* vote the motion prevailed.

Mrs. Davis of Concord demanded the Yeas and Nays.

Mrs. Davis subsequently withdrew her demand for the Yeas and Nays and requested a division.

A division being had, 201 members having voted in the affirmative and 13 members having voted in the negative, the motion prevailed and House Joint Resolution No. 39 was committed to the Committee on Appropriations.

Point of Order

Mrs. Davis of Concord raised a question as to quorum.

Speaker's Ruling

The Speaker ruled that the vote on the motion to commit was a valid vote. The Speaker stated that a majority of the membership of the House constitutes a quorum. In all cases, as in the instant case, where the number of members present is more than one-half, but less than two-thirds of the total membership, a two-thirds vote of those present and voting is required. The affirmative vote on the motion to commit was manifestly greater than the requisite two-thirds.

Taken from the Table Under Rule 48

House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly, was taken from the table.

The question being on the amendment, as printed on pages 20 and 21 of the Journal for Tuesday, April 30.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

House Bill No. 335, An Act relative to the state's share of school superintendents' salaries, was taken from the table.

The question being on the amendment, as printed on pages 13, 14 and 15 of the Journal for Tuesday, April 30.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

House Bill No. 332, An Act relative to hospital licensing, was taken from the table.

Special Order

Miss Spollett of Hampstead moved that House Bill No. 332, with pending amendment, be made a Special Order for Wednesday, May 8, at 11:03 o'clock.

Miss Spollett of Hampstead and Mrs. Dondero of Portsmouth spoke in favor of the motion.

On a *viva voce* vote the motion for a Special Order prevailed.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 127, An Act relative to the debt limit of Salem School District.

Senate Bill Read and Referred

Senate Bill No. 127, An Act relative to the debt limit of Salem School district, was read a first and second time, laid upon the table and referred to the Committee on Education.

On motion of Mr. Vaughan of Newport the rules were so far suspended as to vacate the order whereby Senate Bill No. 127 was referred to the Committee on Education and to put the bill on third reading and final passage at the present time by title only.

Third Reading

Senate Bill No. 127, An Act relative to the debt limit of Salem School district, was read a third time, passed and sent to the Secretary of State to be engrossed.

Senate Message

The Senate message further announced that the Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 91, An Act relative to interstate compact on mental health.

Senate Bill Read and Referred

Senate Bill No. 91, An Act relative to interstate compact on mental health, was read a first and second time, laid upon the table and referred to the Committee on Public Health.

The Senate message further announced, that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 8, An Act relative to the unemployment

compensation law and establishing the department of employment security.

Amend section 17 of said bill by striking out said section and inserting in place thereof the following:

17. *Representation in Court.* Amend RSA 282:15, B by striking out the whole of the same and inserting in place thereof the following: B. All criminal actions for violation of any provision of this chapter, or of any rule or regulation issued pursuant thereto, shall be prosecuted by the attorney general of the state or, at his request and under his direction, by counsel for the division of employment security in any county in which the employer has or had a place of business or the violator resides.

And further amend House Bill No. 8 by striking out section 19 and inserting in place thereof the following:

19. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mr. Angus of Claremont the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations.

House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following bills:

Senate Bill No. 103, An Act relative to increasing the borrowing capacity by school districts.

House Bill No. 287, An Act relative to meetings of the council of Portsmouth.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage

of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway.

Amend section 1 of said bill by striking out in lines 1 and 2 the words "known as the Kancamagus Highway" and inserting in place thereof the words, between Lincoln and Conway, so that said section as amended shall read as follows:

1. *Highway Classified.* The Federal Forest Highway between Lincoln and Conway in the towns of Lincoln, Livermore, Waterville, Albany and Conway shall hereafter be classified as a class II highway.

Amend said bill by adding after section 3 the following new section:

4. *Highway Name.* The highway shall be named and hereafter known as the Lincoln Valley Highway.

Further amend said bill by renumbering section 4 to read, section 5.

Mr. Pillsbury of Manchester moved that the House nonconcur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

The question being on the motion.

Mr. McGee of Lincoln moved that the House concur in the amendments sent down from the Honorable Senate.

The question being on the motion to concur.

Special Order

Mr. McGee of Lincoln moved that the pending motions relative to House Bill No. 327 be made a Special Order for Thursday, May 9, at 11:01 o'clock.

On a *viva voce* vote the motion for a Special Order prevailed.

Introduction of a Committee Report Not Previously Advertised

Mr. Pillsbury of Manchester moved that the rules of the House be so far suspended as to permit the introduction of

the report of the Committee on Education on Senate Bill No. 114, An Act relative to Hooksett School District, not previously advertised in the Journal.

On a *viva voce* vote the motion prevailed.

Committee Report

Mr. Chivers of Plainfield, for the Committee on Education, to whom was referred Senate Bill No. 114, An Act relative to Hooksett School District, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Report of the Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court.

House Bill No. 108, An Act relative to the issuance of county bonds.

House Bill No. 287, An Act relative to meetings of the council of Portsmouth.

House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations.

House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers.

Senate Bill No. 64, An Act relative to expenditures of state appropriations.

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 166, An Act relative to the state emblem.

House Bill No. 214, An Act relative to the powers of village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities.

House Bill No. 265, An Act relative to the Gafney Home for the Aged.

The reports were accepted.

On motion of Miss Faulkner of Keene the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit third reading of bills by title only and third reading of resolutions by caption only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following House bills and House joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries.

House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly.

House Bill No. 313, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and to permit it to borrow a certain sum of money outside its debt limit and provide for the guarantee of said debt.

Senate Bill No. 2, An Act repealing certain provisions relative to the removal or discharge of Merrimack county employees.

Senate Bill No. 114, An Act relative to Hooksett School District.

On motion of Miss Spollett of Hampstead the House adjourned at 3:53 o'clock.

TUESDAY, MAY 7, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Heavenly Father, in this moment of prayer, when there is silence in this chamber, may there not be silence in Thy presence. May our prayers be heard.

O Lord, we need Thy wisdom and Thy guidance as we take up again the task Thou hast given us. May we never miss an opportunity to serve Thee faithfully. Thou knowest our needs, our motives, our hopes and our fears. Wilt Thou put Thine arms around us to give us strength, and speak to us to give us wisdom greater than our own. May we remember that Thou art concerned about what is said and done here, and at the end of the day may each one of us have a clear conscience before Thee. We pray for Thy sake. Amen.

Salute to the Flag

Mrs. Griffin of Auburn led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Richard Mahan, sponsored by his uncle, Mr. Barnard of Concord.

Grades 6, 7 and 8 of the Gilmanton School, sponsored by Mr. Robertson of Gilmanton.

A group from Milford High School, sponsored by the Milford delegation.

Mrs. Mark Carlton, Mrs. Mary Whittemore, Mrs. Edwin Ridley and Mrs. Ruel Ridley, all of Swanzey, sponsored by Mrs. Kershaw of Swanzey.

The Republican Women of Rockingham County, sponsored by the Mesdames Griffin of Auburn, Prescott of Brentwood, Palmer of Plaistow, Spollett of Hampstead and Hayes of Portsmouth.

Leave of Absence

Mr. Young of Pittsfield was granted a leave of absence for the week on account of illness in the family.

Committee Appointment

Mrs. Hutchinson of Milford to the Committee on Public Health.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Soucy of Manchester, Ward 1, House Bill No. 423, An Act relating to appropriations for the University of New Hampshire. To the Committee on Judiciary.

By Mr. Christy of Manchester, House Bill No. 424, An Act relative to ingress to the Everett highway, also known as the Central New Hampshire Turnpike. To the Committee on Public Works.

Committee Reports

Mr. Burbank of Laconia, for the Committee on Resources, Recreation and Development, to whom was referred Senate Bill No. 85, An Act providing for the classification of Beaver Brook watershed, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Monblo of Claremont, for the Committee on Transportation, to whom was referred House Bill No. 341, An Act relative to operation of trains at railroad crossings, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rogers of Conway, for the Special Committee consisting of the members from the town of Conway, to whom was referred House Bill No. 410, An Act granting zoning authority to the Kearsarge Lighting Precinct, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Introduction of a Committee Report Not Previously Advertised

Mr. Pillsbury of Manchester moved that the rules be so far suspended as to permit the introduction of the report of the Committee on Public Works on Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land.

Mr. Pillsbury of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Committee Report

Mr. Pillsbury of Manchester, for the Committee on Public Works, to whom was referred Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Report of the Committee on Engrossed Bills Under Joint Rule No. 6

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, to whom was referred House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 16 of said bill by striking out the first two lines and inserting in place thereof the following:

16. *Discrimination.* Amend RSA 282:13 by inserting after subsection C the following new subsection: D. *Prohibition.*

Amend section 17 of said bill by striking out the sixth and seventh lines and inserting in place thereof the following: by counsel for the department of employment security in any county in which the employer has or had a place of business or the violator resides.

On motion of Mr. Angus of Claremont, the House concurred in the amendment offered by the Committee on Engrossed Bills.

Senate Message

The Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Hampton Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1; 182:1; 279:1; 290:1; 1957, 66:1; 1957, 83:1 and an act relative to the salary of the justice of Portsmouth municipal court passed at the 1957 session, by inserting

Further amend said section 1 of said bill by striking out the words "two thousand five hundred" after the word "Portsmouth" and inserting in place thereof the words, three thousand, and by adding at the end of said section the following:

In Haverhill, eight hundred dollars.

In Salem, one thousand dollars.

On motion of Mr. Green of Manchester, the House concurred in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled.

House Bill No. 107, An Act relative to adoption of minors, and aid to needy children.

House Joint Resolution No. 7, Joint Resolution in favor of John T. Keane.

House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen.

House Joint Resolution No. 11, Joint Resolution in favor of certain towns in payment of porcupine bounties.

House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee.

House Joint Resolution No. 43, Joint Resolution in favor of Fletcher P. Forsyth.

House Bill No. 352, An Act legalizing the proceedings of the town meeting held in Atkinson, March 12, 1957.

Order Vacated

Mr. Bouvier of Swanzey moved that the order whereby Senate Bill No. 91, An Act relative to interstate compact on mental health, was referred to the Committee on Public Health be vacated and the bill referred to the Committee on Public Welfare and State Institutions.

On a *viva voce* vote the motion prevailed.

Resolutions

Mr. Malley of Somersworth offered the following resolution:

Resolved, That the Committee on Appropriations cause to be printed in the Journal for Tuesday, May 14 a revised summary of Exhibit B of the Governor's Budget Book submitted January 24, 1957, with the latest revised estimate of the appropriation lapses and surplus as of June 30, 1957; and the revenues by major classifications for 1957 and 1958, together with a complete list of appropriations made by the House which are not covered by House Bills No. 416 and No. 417, and a list of pending bills with amounts requested requiring appropriations which are still before the House.

Mr. Malley of Somersworth spoke in favor of the resolution.

Mr. Pillsbury of Manchester offered the following amendment to the resolution:

Be it Further Resolved, That the Committee on Appropriations cause to be printed in the Journal for Tuesday, May 14, a summary of the action it has taken on House Bill No. 416, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1958, where such action reflects a change of more than $1000 in the Governor's budget.

Mr. Pillsbury of Manchester spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being on the resolution offered by Mr. Malley of Somersworth, as amended.

On a *viva voce* vote the resolution was adopted.

Notice of Reconsideration

Mr. Craig of Manchester served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it passed House Bill No. 335, An Act relative to the state's share of school superintendents' salaries.

Resolutions

Mr. Vaughan of Newport offered the following resolutions for the Newport Delegation:

Whereas, Mrs. Mae B. Murphy, wife of former Governor Francis P. Murphy, has passed away, therefore, be it

Resolved, that we, the members of the Delegation from Newport of the House of Representatives, hereby extend their profound sympathy to her family in its bereavement, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to former Governor Murphy.

On a *viva voce* vote the resolutions were unanimously adopted.

Mr. Ecker of Manchester offered the following resolutions:

Whereas, we have learned of the passing of Joseph R. McCarthy, United States Senator from the State of Wisconsin, and

Whereas, Senator McCarthy has served his country with valor and has won the respect of all who knew of him, therefore be it

Resolved, that we, the members of the New Hampshire House of Representatives, do hereby pay tribute to this fearless crusader who, more than any other one person, has awakened Americans to the dangers of communism, and be it further

Resolved, that when the House adjourns today it adjourn in memory of this dearly beloved Senator, and be it further

Resolved, that a copy of these resolutions be forwarded to Mrs. McCarthy.

On a *viva voce* vote the resolutions were unanimously adopted.

Mr. Sargent of Danbury offered the following resolutions:

Whereas, we have learned of the death of John O. Ford of Danbury, and

Whereas, Mr. Ford represented his town in the House of Representatives in 1941, therefore, be it

Resolved, that we, the members of this House of Representatives do hereby pay tribute to the memory of our former fellow member and extend our sympathy to his family in its bereavement, and be it further

Resolved, that a copy of these resolutions be transmitted to his family.

On a *viva voce* vote the resolutions were unanimously adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be in memory of the late Senator Joseph R. McCarthy, and to meet tomorrow morning at 11:00 o'clock.

Third Readings

An Act granting zoning authority to the Kearsarge Lighting Precinct, House Bill No. 410 was read a third time, passed and sent to the Senate for concurrence.

The following Senate Bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 85, An Act providing for the classification of Beaver Brook watershed.

Senate Bill No. 130, An Act relative to right-of-way for highway purposes through State Hospital land.

On motion of Mrs. Ainley of Manchester the House adjourned at 11:39 o'clock.

WEDNESDAY, MAY 8, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Reverend Gayle Wetzel, minister of the First Universalist Church of Claremont, N. H.

Let us pray:

Almighty God, as servants of God and the people, we pause at this time to rid our minds and hearts from the fears and prejudices that beset us. As we become free, we will be more aware and more conscientious toward the work that confronts us on this day of labor.

We ask a blessing to rest upon each person in this room. May each one have courage and conviction, and use it in the light of love and responsibility. Thus our labors will not be in vain, and our efforts will be a benefit to others.

In the spirit of love to God, we pray. Amen.

Salute to the Flag

Mr. Bradbury of Claremont led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Lt. Col. Peter J. Agrafiotis of Grenier Air Force Base, Manchester, who extended an invitation to the members of the House to visit Grenier Air Force Base and other military installations throughout the state on May 18th, Armed Forces Day.

The Chair introduced the following as guests of the House:

Mr. Charles F. Eastman, former representative from Weare and former state Senator from the 14th District, sponsored by Mr. Eastman of Weare.

The 7th grade of the Pembroke elementary school, sponsored by Mr. Woodbury of Pembroke.

A group from the Fremont elementary school.

The junior and senior classes of Enfield High School, sponsored by Mr. Sanborn of Enfield.

The Chair introduced the Honorable Norris Cotton, Junior United States Senator, who briefly addressed the House.

Leaves of Absence

Messrs. Batchelder of Deerfield and Keough of Gorham were granted leaves of absence for today and tomorrow on account of important business.

Mr. Bigelow of Warner was granted leave of absence for the day on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules, Mr. Shattuck of Danville, House Bill No. 425, An Act designating the House of Correction for Rockingham County as a jail for the confinement of prisoners. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter the rules of the House were so far suspended as to dispense with the printing of House Bill No. 425.

By Committee on Rules, Mr. Young of Pittsfield, House Bill No. 426, An Act relative to damages to motor vehicles resulting from collision with deer. To the Committee on Fish and Game.

By Committee on Rules, Mr. Green of Manchester, Ward 1, House Bill No. 427, An Act relative to liability of third persons under workmens' compensation law. To the Committee on Labor.

By the Committee on Rules, Mr. Rowell of Newport, House Bill No. 428, An Act providing for a supplemental appropriation for expenses of the legislature. To the Committee on Appropriations.

Suspension of Rules

Mr. Walker of Concord moved that the rules of the House be so far suspended as to dispense with the printing of House Bill No. 428, An Act providing for a supplemental appropriation for expenses of the legislature, and to put the bill on third reading and final passage at the present time, by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 428, An Act providing for a supplemental appropriation for expenses of the legislature, was read a third time, passed and sent to the Senate for concurrence.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes.

Senate Bill No. 72, An Act relative to compensation for the commissioners of Cheshire county.

Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county.

Senate Bill No. 122, An Act authorizing administrators or executors, with the assent of heirs or devisees, to mortgage real estate.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county.

To the Strafford County Delegation.

Senate Bill No. 72, An Act relative to compensation for the commissioners of Cheshire county.

To the Cheshire County Delegation.

Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes.

To the Ways and Means Committee.

Senate Bill No. 122, An Act authorizing administrators or executors, with the assent of heirs or devisees, to mortgage real estate.

To the Judiciary Committee.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 213, An Act relating to age of committal to the state industrial school.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Limitation.* Amend RSA 169 by inserting after section 30 the following new section: 31. *Committal of Children Under Eleven.* Notwithstanding any other provision of law children under the age of eleven years shall not be committed to the industrial school unless and until the court has referred the matter to and received the recommendation of an appropriate public or private agency as provided in RSA 461:2, as amended, or probation officer that there is no other public or private home or institution suitable for such commitment.

2. *Discharge.* Any child under the age of eleven years who is in the industrial school at the time when this act takes effect shall be eligible for transfer upon petition of the trustees on or before October 1, 1957, to the committing court in accordance with the preceding section.

3. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mr. Green of Manchester the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

Senate Bill No. 103, An Act relative to increasing the borrowing capacity by school districts.

Amend said bill by renumbering the paragraph (e) which was inserted at the end of section 1 of said bill to read as follows:

2. *Special Provisions for the city of Manchester.*

Further amend said paragraph (e) by striking out the last sentence thereof and inserting in place thereof the following:

3. *Repeal.* Chapter 430 of the Laws of 1955, relative to debt limitations for the city of Manchester, is hereby repealed.

Further amend said bill by renumbering sections 2, 3, 4 and 5 to read sections 4, 5, 6 and 7.

On motion of Mr. Vaughan of Newport the House concurred in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 368, An Act prohibiting the use of glass containers for the sale of gasoline.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs.

House Bill No. 350, An Act relative to borrowing capacity for cooperative school districts.

Special Order

Mr. Pillsbury of Manchester moved that the Special Order for Thursday, May 9 at 11:01 o'clock, on House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway, be advanced and made a special order for Tuesday, May 14th at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Bill No. 363, An Act relative to unemployment compensation — for lease-purchase contract on behalf of the state for an office building for the division of employment security, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Malley of Somersworth, Mr. Walker of Concord explained the bill.

Mr. Pillsbury of Manchester moved that the bill be recommitted to the Committee on Appropriations, to be reported back at the same time as the capital budget is reported to the House.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the motion.

Mr. Angus of Claremont spoke against the motion.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Danforth of Manchester requested a division.

A division being had, 69 members having voted in the affirmative, and 204 members having voted in the negative, the motion to recommit did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Pickett of Keene moved that the rules of the House be so far suspended as to put House Bill No. 363, An Act relative to unemployment compensation — for lease-purchase contract on behalf of the state for an office building for the division of employment security, on third reading and final passage at the present time, by title only.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke against the motion.

Messrs. Angus of Claremont and Walker of Concord spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Third Reading

House Bill No. 363, An Act relative to unemployment compensation — for lease-purchase contract on behalf of the state for an office building for the division of employment security, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Angus of Claremont moved that the House reconsider its vote whereby it passed House Bill No. 363, An Act relative to unemployment compensation — for lease-purchase contract on behalf of the state for an office building for the division of employment security.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred Senate Bill No. 38, An Act relating to probate courts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chivers of Plainfield, for the Committee on Education, to whom was referred Senate Bill No. 138, An Act legalizing a special meeting of Sullivan school district held January 24, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Metcalf of Tilton, for the Special Committee consisting of the members of the Committees on Executive Departments and Administration and Fish and Game, to whom was referred House Bill No. 354, An Act relative to transfer of administration of laws relative to boat registration from public utilities to department of fish and game, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Young of Pittsfield, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 405, An Act relative to annual returns of business corporations, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 78, An Act relative to salaries of court stenographers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 79, An Act relative to employment of an extra court stenographer, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 396, An Act relative to destruction of records in connection with commission of minor crimes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Comi of Concord, for the Committee on Labor, to whom was referred House Bill No. 75, An Act to establish maximum hours of labor for employees in state service, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph II of 280-A:2 as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following: II. Employees of the state who are working in excess of eight hours in one day or more than forty hours in one week shall be required to continue to work such standard eight hour work day and such forty hour work week, with no split shifts, at the basic salaries effective for their respective positions provided, that such employees, salaried by week, month or year, or by hourly rates, shall in

addition to their present compensation be paid at the regular hourly rate for every hour required to be worked in excess of eight hours in one day or forty hours in one week.

Amend section 2 of said bill by striking out said section and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect as of January 1, 1958.

The report was accepted, the amendment adopted, and the bill referred to the Committee on Appropriations under the rules.

Mrs. Hayes of Portsmouth, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 96, An Act correcting certain errors in the statute relative to municipal budget law, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Littlehale of Durham, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 112, An Act legalizing action taken at the town meeting held in the town of Derry in March, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pryor of Ashland, for the Committee on Municipal and County Government, to whom was referred House Bill No. 413, An Act legalizing the school district meeting held in Hudson on March 16, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Roberts of Conway, for the Committee on Municipal and County Government, to whom was referred House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol village fire precinct, having con-

sidered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Peaslee of Wakefield, for the Committee on Public Health, to whom was referred House Bill No. 140, An Act providing for the registration of plumbers, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph V of RSA 330-A:2 as inserted by section 1 of the bill by adding at the end of said paragraph the words, under the supervision of a master plumber, so that said paragraph as amended shall read as follows:

V. The term "apprentice" shall mean any person other than a journeyman plumber or a master plumber who is engaged in learning and assisting in the installation of plumbing under the supervision of a master plumber.

Amend RSA 330-A:7 as inserted by section 1 of the bill by striking out the word "three" in the ninth line and inserting in place thereof the word, four, so that said section as amended shall read as follows:

330-A:7. *Organization and Meetings.* The board shall hold a meeting within thirty days after its members are first appointed, and thereafter shall hold at least four regular meetings each year. Special meetings shall be held at such times as the rules of the board may provide. Notice of all meetings shall be given in such manner as the rules may provide. The board shall elect annually the following officers: a chairman, a vice chairman and a treasurer. A quorum shall consist of not less than four members.

Amend section 1 of the bill by inserting after section 330-A:14 the following new section to read as follows:

330-A:15. *Reciprocal Registration.* Any person holding a license or certificate in good standing of registration from another state where the requirements of registration are in the opinion of the board equivalent to those of this state and where such state accords a like privilege to holders of certificates of registration issued in this state, upon application to the board and payment of the requisite fee shall be entitled

without examination to license under this chapter in the same capacity in this state. The board shall have the discretion further to grant a license without examination to an applicant from a state in which no license or registration certificate is required when by affidavit and other satisfactory evidence the board may determine that the applicant is qualified in the capacity for which application for license is made by actual experience in trade covering a period of time not less than that required as a condition of licensing in like capacity of an applicant who is a resident of the state.

Amend 330-A:15 as inserted by section 1 of the bill by renumbering it to read 330-A:16 and by adding at the end thereof the words, Notwithstanding the foregoing, an applicant who, at the time of the adoption of this chapter, has been licensed as a journeyman or a master plumber by a municipality that has adopted the provisions of chapter 330 RSA shall be entitled to license under this section in the same capacity upon application for such within six months after the effective date of this chapter and payment of the registration fee, so that said section as amended shall read as follows:

330-A:16. *Practitioners at Time Chapter Becomes Effective.* At any time within six months after this chapter becomes effective, upon due application therefor and the payment of the registration fee as provided for in section 330-A:12 and 330-A:13, the board shall issue a certificate of registration as a master plumber or journeyman plumber without oral or written examination to any applicant who shall submit satisfactory evidence under oath that he is of good character, has been a resident of the state of New Hampshire for at least five years immediately preceding the date of his application, and if the application is for registration as a master plumber, evidence satisfactory to the board that he was engaged in or practicing the business of a master plumber as defined herein in this state continuously for at least five years before this act became effective, or if for registration as a journeyman plumber, evidence satisfactory to the board that he was engaged in or practicing the business of a journeyman plumber as defined herein in this state continuously for at least four years before this act became effective. Notwithstanding the foregoing, an applicant who, at the time of the adoption of

this chapter, has been licensed as a journeyman or a master plumber by a municipality that has adopted the provisions of chapter 330 RSA shall be entitled to license under this section in the same capacity upon application for such within six months after the effective date of this chapter and payment of the registration fee.

Further amend section 1 of the bill by renumbering section 330-A:16 to read 330-A:17.

Amend section 330-A:17 as inserted by section 1 of the bill by renumbering said section to read 330-A:18 and by striking out the words "two or more" in the twenty-second line and inserting in place thereof the words, a majority of the, so that said section as amended shall read as follows:

330-A:18. *Revocations.* The board shall have the power to revoke the certificate of registration of any registrant who is found guilty of: (a) the practice of any fraud or deceit in obtaining a certificate of registration; (b) any gross negligence, incompetence, or misconduct in the practice as a plumber. Any person may prefer charges of fraud, deceit, gross negligence, incompetency, or misconduct against any registrant. Such charges shall be in writing, and shall be sworn to by the person making them and shall be filed with the secretary of the board. All charges, unless dismissed by the board as unfounded or trivial, shall be heard by the board within three months after the date on which they shall have been preferred. The time and place for said hearing shall be fixed by the board and a copy of the charges, together with a notice of the time and place of hearing, shall be personally served on or mailed to the last known address of such registrant, at least thirty days before date fixed for hearing. At any hearing, the accused registrant shall have the right to appear personally and by counsel, to cross-examine witnesses appearing against him, and to produce evidence and witnesses in his own defense. If after such hearing, a majority of the members of the board vote in favor of finding the accused guilty, the board shall revoke the certificate of registration of such registered plumber, and shall notify the secretary of state of such revocation.

Further amend the bill by renumbering sections 330-A:18

and 330-A:19 as inserted by section 1 of the bill to read 330-A:19 and 330-A:20.

Amend section 330-A:20 as inserted by section 1 of the bill by renumbering said section to read 330-A:21 and by striking out the words "or imprisoned for not less than thirty days, or both" at the end of said section so that said section as amended shall read as follows:

330-A:21. *Violations and Penalties.* Any person who shall for hire do any act of plumbing as defined herein without being currently registered as a master plumber or journeyman plumber in accordance with the provisions hereof, or employing a person to do plumbing who is not so registered, unless he be an apprentice within the meaning of the term as defined herein, or presents or attempts to use as his own the certificate or registration or the seal of another, or shall give any false or forged evidence of any kind to the board or any member thereof in obtaining a certificate of registration, or shall falsely impersonate any registrant of like or different name, or shall attempt to use an expired or revoked certificate of registration, or shall otherwise violate any of the provisions hereof, shall be fined not less than ten dollars nor more than one hundred dollars.

Amend section 330-A:21 as inserted by section 1 by renumbering said section to read 330-A:22 and striking out said section and inserting in place thereof the following:

330-A:22. *Exceptions.* This act shall not be construed to prevent or affect:

I. The licensing of plumbers registered hereunder by any city or town under the provisions of RSA 330 as amended; or

II. The work of officers or employees of municipal corporations or of public water supply departments and companies in connection with the laying and repair of public water or street sewer mains or the setting of water meters, nor to similar outside labor under the supervision of a civil or sanitary engineer; or

III. The work of regular employees of public utilities as defined in RSA 362 as amended when working as such; or

IV. Any installation in connection with individual water

or sewer or sewage disposal systems, or to work by a property owner on his own premises, unless such practice affects the public welfare, or his safe-guarding of life or health or the property of some other person, except where a license or permit to do such work is required by local ordinance.

V. The installation, together with any repairs, additions or alterations thereon, for the following specialized industries: Air Conditioning Systems, Refrigeration Systems, Heating Systems, Automatic Domestic Hot Water Heaters; including for the purposes aforesaid the entrance within a building into the existing cold water supply, and in the case of domestic hot water, the connection into the existing main distribution supply line, provided that any extension of pipes through which waste water or sewage is carried, and the vent pipes connected therewith, shall be subject to the other provisions of this chapter.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 140, An Act providing for the registration of plumbers, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, May 14.

Mr. Robb of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog on crosswalks, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by inserting after the word "dog" the words, or white cane, so that said title as amended shall read as follows:

An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog or white cane on crosswalks.

Amend section 1 of the bill by inserting after the word "dog" in the second line the words, or white cane; by inserting after the word "dog" in the third and fifth lines the words, or carrying a white cane, and by inserting after the word

"dog" in the sixth line the words, or white cane, so that said section as amended shall read as follows:

1. *Blind Pedestrians.* Amend RSA 263 by inserting after section 58 the following new section: 263:58-a *Seeing Eye Dog or White Cane.* A blind pedestrian with a seeing eye dog or carrying a white cane shall have the right of way on crosswalks. The operator of a motor vehicle when approaching a blind pedestrian with a seeing eye dog or carrying a white cane on a crosswalk shall stop his motor vehicle before reaching said crosswalk and shall not proceed until said pedestrian and his dog or white cane have crossed the highway. Any person who shall violate the provisions of this section shall be fined not more than fifty dollars for the first offense and not more than one hundred dollars for any subsequent offense committed during the calendar year.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Street of Sharon, for the Committee on Transportation, to whom was referred House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Farm Motor Truck Registration.* Amend paragraph V of RSA 262:1 by striking out said paragraph and inserting in place thereof the following:

V. For each road oiler or bituminous distributor the fee shall be seventy-five dollars. For each tractor used for agricultural purposes only, each vehicle of the tractor type used for agricultural purposes only and used to draw another vehicle in such a way that a part of the load is carried on such towing vehicle, each tractor used for power purposes only that does not haul loads on the public highways except as hereinbefore provided for tractor type vehicles, two dollars. Each commercial vehicle or truck used for agricultural purposes only and used on the public highways within a radius of ten miles from the main entrance of the farm upon which

said vehicle is operated, or used to transport animals and agricultural products to agricultural fairs, and exhibits for exhibition purposes only, two dollars, provided that such vehicle under such limited registration shall not be used for the purpose of transporting products for sale or for hire. For each farm truck or combination of motor truck type tractor and semi-trailer of a total weight determined as provided in paragraph IV of this section, used only for the transportation of agricultural products produced on, and meant to be used in connection with the operation of, a farm or farms owned, operated or occupied by the registrant, the fee shall be twenty-five dollars, for the first sixteen thousand pounds, and at the same rates set forth in paragraph IV of this section for any additional weight above sixteen thousand pounds, and for each additional or extra semi-trailer used in connection with a motor truck type tractor registered for farm purposes twenty-five dollars, provided that a farm truck so registered shall not be used for the transportation of wood and lumber for sale other than from such farms on which the production of wood and lumber is incidental to other farm operations, nor shall such trucks be used for the retail delivery of milk. In the event that a farm truck registered under the twenty-five dollar fee as hereinbefore provided is thereafter registered for general use during the same registration year such fee shall be applied toward the fee for such general registration.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, May 14th.

Mrs. Dondero of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 391, An Act relating to the registration of voters in the city of Portsmouth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Smith of Meredith, for the Committee on Municipal and County Government, to whom was referred House Bill No. 412, An Act relative to the police department of the town of Exeter, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 135, An Act granting the attorney general subpoena power in certain cases, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Green of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 233, An Act relating to conduct after a motor vehicle accident, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Giving Information.* Amend RSA 262:23 by striking out the words "If the owner of the property damaged is not available at the place of the accident, the information required hereunder shall be given to a policeman at the nearest police station," in lines 7, 8, 9 and 10, and inserting in place thereof the words, If by reason of injury, absence or removal from the place of the accident or other cause, such injured person, or operator of such other motor vehicle, or owner of the property damaged, or any of them, is unable to understand or receive the information required hereunder, such information shall be given to any uniformed police officer arriving at the scene of the accident or immediately to a policeman at the nearest police station; so that said section as amended shall read as follows: 262:23. *Conduct After Accident.* Any person operating a motor vehicle, knowing that injury has

been caused by him to a person or to property, shall forthwith bring his vehicle to a stop, return to the scene of the accident, give to the operator of any other motor vehicle involved in said accident, and to the person, or the owner of the property injured, his name and address, the number of his driver's license, the registration number of the motor vehicle and the name and address of each occupant thereof. If by reason of injury, absence or removal from the place of the accident or other cause, such injured person, or operator of such other motor vehicle, or owner of the property damaged, or any of them, is unable to understand or receive the information required hereunder, such information shall be given to any uniformed police officer arriving at the scene of the accident or immediately to a policeman at the nearest police station. Any person operating a motor vehicle which is in any manner involved in an accident in which any person is injured or killed, or resulting in damage to property in excess of fifty dollars, shall within forty-eight hours after such accident report in writing to the commissioner the facts required herewith together with a statement of the circumstances of the accident; provided, however, that voluntary intoxication shall not constitute a defense in the matter of knowledge under the provisions of this section. Such report, the form of which shall be prescribed by the commissioner, shall contain information to enable the commissioner to determine whether the requirements for the deposit of security under section 5 of chapter 268, RSA, are inapplicable by reason of the existence of insurance or other exceptions specified in that chapter. If such operator be physically or mentally incapable of making such report, the owner of the motor vehicle involved in such accident or his representative shall, after learning of the accident, forthwith make such report. The operator or the owner shall furnish such additional relevent information as the commissioner shall require.

The report was accepted.

At the request of Mr. Dana of Laconia, Mr. Green of Manchester explained the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 401, An Act relative to

vicious dogs, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end thereof the words, the dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order, so that said section as amended shall read as follows:

1. *Complaints; Court Hearing.* Amend RSA 466:31 by striking out said section and inserting in place thereof the following: 466:31. *Vicious Dogs.* Any person who considers a dog to be vicious or a menace to persons or property without the enclosure of its owner or keeper may make complaint to the chief of police of the city or to the selectmen of the town in which such dog is kept, and such officers shall, within three days after the receipt of such complaint, investigate the case, and, if the complaint is sustained, shall forthwith order the owner or keeper of such dog to muzzle or restrain such dog from running at large as the case may require. Service of such order shall be made upon the owner or keeper of such dog by causing a certified copy of such order to be delivered to him. Any owner or keeper upon whom notice of such order has been served, may, within ten days thereafter, bring a petition in the municipal court for the town or city, praying that the order be reviewed by the court. After notice to the investigating officers, and upon hearing, the court shall affirm, modify or dismiss such order, as justice may require. During the pendancy of such action and the order of the justice of the municipal court the owner or keeper of such dog shall muzzle or restrain such dog from running at large. Any person who neglects to muzzle or restrain such dog from running at large, in compliance with orders hereunder shall be fined not more than twenty-five dollars, the dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 401, An Act relative to vicious dogs, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, May 14.

Committee Reports

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 50, Joint Resolution authorizing the governor and the attorney general to engage special counsel in the New England Telephone & Telegraph Company rate increase petition, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted.

Mr. Kearns of Manchester moved that further consideration of House Joint Resolution No. 50 be indefinitely postponed.

(Discussion ensued)

Messrs. Kearns of Manchester, Tiffany of Concord and Pickett of Keene spoke in favor of the motion.

Messrs. Battles of Kingston, Walker of Concord, Cole of Lebanon and McMeekin of Haverhill spoke against the motion.

Mr. Kearns of Manchester spoke a second time in favor of the motion.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote the motion prevailed.

Reconsideration

Mr. Kearns of Manchester moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Joint Resolution No. 50.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mrs. Gagnon of Berlin, for the Committee on Executive Departments and Administration, to whom was referred Concurrent Resolution relating to federal grant in aid programs, having considered the same, reported the same with the recommendation that the concurrent resolution ought to pass.

The report was accepted.

Mr. Malley of Somersworth spoke against the resolution.

On a *viva voce* vote the concurrent resolution was adopted.

Postponement of Special Order

Mr. Geisel of Manchester moved that the Special Order for 11:02 o'clock today on House Bill No. 143, An Act relative

to limitations on investments of savings banks, be advanced and made a special order for Tuesday, May 14, at 11:02 o'clock.

On a *viva voce* vote the motion prevailed.

Postponement

On motion of Mr. McMeekin of Haverhill the remaining items of business on today's calendar, including the two special orders, were postponed until tomorrow morning.

Resolution

Mrs. Cooper of Nashua offered the following resolution:

Whereas, we have learned of the illness of John F. Beamis, and

Whereas, Mr. Beamis is a fellow member from the city of Somersworth, therefore be it

Resolved, that we, the members of the House of Representatives, do hereby extend our sympathy to Mr. Beamis in his illness and our hope for his speedy recovery, and be it further

Resolved, that a copy of these resolutions be forwarded to Mr. Beamis.

On a *viva voce* vote the resolution was unanimously adopted.

Reports of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolutions:

House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled.

House Bill No. 352, An Act legalizing the proceedings of the town meeting held in Atkinson March 12, 1957.

Senate Bill No. 70, An Act relative to investments by domestic life insurance companies.

Senate Bill No. 2, An Act repealing certain provisions relative to removal or discharge of Merrimack county employees.

Senate Bill No. 114, An Act relative to Hooksett School District.

Senate Bill No. 127, An Act relative to debt limit of Salem School District.

Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and to permit it to borrow a certain sum of money outside its debt limit and provide for the guarantee of said debt.

House Joint Resolution No. 7, Joint Resolution in favor of John T. Keane.

House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen.

House Joint Resolution No. 11, Joint Resolution in favor of certain towns in payment of porcupine bounties.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills and House joint resolutions:

House Bill No. 107, An Act relative to adoption of minors, and aid to needy children.

House Bill No. 288, An Act relative to preparation and posting of checklists in the city of Portsmouth.

House Bill No. 289, An Act relative to publication of ordinances of Portsmouth.

House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee.

House Joint Resolution No. 43, Joint Resolution in favor of Fletcher P. Forsyth.

The reports were accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 233, An Act relating to conduct after a motor vehicle accident.

House Bill No. 412, An Act relative to the police department of the town of Exeter.

House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog on crossroads.

House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol village fire precinct.

House Bill No. 413, An Act legalizing the school district meeting held in Hudson on March 16, 1957.

House Bill No. 405, An Act relative to annual returns of business corporations.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 96, An Act correcting certain errors in the statute relative to municipal budget law.

Senate Bill No. 112, An Act legalizing action taken at the town meeting held in the town of Derry in March, 1957.

Senate Bill No. 79, An Act relative to employment of an extra court stenographer.

Senate Bill No. 78, An Act relative to salaries of court stenographers.

Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions.

Senate Bill No. 138, An Act legalizing a special meeting of Sullivan school district held January 24, 1957.

Senate Bill No. 38, An Act relating to probate courts.

On motion of Mrs. Hutchinson of Milford the House adjourned at 1:16 o'clock.

THURSDAY, MAY 9, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father in heaven, as our heads are bowed in prayer this morning, we beseech Thee to bless Thy servants: the Governor, his Council, the Senators, the Representatives and all those who are engaged in the government of this state. Wilt Thou bless them with good health and the good sense to preserve it. And wilt Thou bless their families. May no anxiety keep any one from doing his best work. We pray that Thou wilt give our leaders the highest motives and the courage to

propose that which will be worthy of Thy blessing. Help them and all of us who seek Thy guidance, that when a thing is right, we shall all know it, for Thy mercy's sake. Amen.

Salute to the Flag

Mrs. Hutchinson of Milford led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the students of the 8th grade of the Greenland Central School, as guests of the House.

Leaves of Absence

Miss Faulkner of Keene and Messrs. Pillsbury of Manchester and Hambleton of Goffstown, were granted leaves of absence for the day on account of important business.

Committee Changes

Mr. Nerbonne of Manchester from Public Health to Banks.

Mr. Leighton of Dover from Banks to Public Health.

Senate Message

The Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Concurrent Resolution

Resolved, That the following joint rule be adopted relating to a Committee of Conference:

13. Whenever a Committee of Conference is requested by either branch and such request is acceded to by the other, the President of the Senate shall appoint two members of the Senate and the Speaker of the House shall appoint three members of the House to serve on such committee. The first named member of the branch making a request for the Committee of Conference shall be chairman of the committee.

The concurrent resolution was referred to the Committee on Rules.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the

passage of the following entitled bills and joint resolution sent up from the House of Representatives:

House Bill No. 370, An Act relative to the designation of a class I highway in Walpole.

House Bill No. 375, An Act adopting an interpleader compact.

House Bill No. 428, An Act providing for a supplemental appropriation for expenses of the legislature.

House Joint Resolution No. 46, Joint Resolution in favor of Kenneth W. Hayward.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference on the following entitled joint resolution:

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith, having considered the same, report the same with the following recommendation:

That the House recede from its position of nonconcurrence and concur with the Senate in the adoption of its amendment.

ROBERT ENGLISH,
DEAN B. MERRILL,
Conferees on the Part of the Senate.

SUZANNE LOIZEAUX,
RUSSELL G. CLAFLIN,
JOHN F. KELLEY,
Conferees on the Part of the House.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Lamprey of Moultonborough, House Bill No. 429, An Act relative to election campaign receipts and expenditures. To the Committee on Executive Departments and Administration.

Mrs. Brungot of Berlin moved that the male members of the House be permitted to remove their coats during the warm days which lie ahead.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mrs. Frizzell of Charleston, for the Committee on Judiciary, to whom was referred House Bill No. 142, An Act relative to taxation of real estate and personal property, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph IV of RSA 72:23 as inserted by section 2 of the bill by striking out said paragraph and inserting in place thereof the following:

IV. The buildings and structures of schools, seminaries of learning, colleges, academies and universities organized or incorporated or carrying on their principal activities in this state and used and occupied by them for the purposes for which they are established, including but not limited to auditoriums, classrooms, infirmaries, administrative and utility rooms and buildings connected therewith, athletic fields and facilities and gymnasiums, boat houses, wharves, dormitories, dining rooms and kitchens, provided said dormitories, dining rooms and kitchens do not exceed one hundred fifty thousand dollars in value, however if the value thereof shall exceed said

sum, the excess value over said sum shall be taxable, belonging to them and used in connection therewith, and the land thereto appertaining but not including lands and buildings not used and occupied directly for the purposes for which they are organized or incorporated, and the personal property used by them for the purposes for which they are established, provided none of the income or profits are divided among the members or stockholders or used or appropriated for any other purpose for which they are organized or established.

Amend paragraph V of said RSA 72:23 as inserted by section 2 of the bill by striking out all after the word "established" in the sixth line, so that said paragraph as amended shall read as follows:

V. The real estate and personal property owned by charitable organizations and societies organized or incorporated in this state or having a principal place of business in this state, and occupied and used by them for the purposes for which they are established, provided that none of the income or profits thereof is used for any other purpose than the purpose for which they are established.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 142, An Act relative to taxation of real estate and personal property, having considered the same, and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN W. KING,
HILDA C. F. BRUNGOT,
MARY C. DONDERO,
DANIEL J. HEALY,
A Minority of the Committee.

The reports were accepted.

Laid Upon the Table Under Rule 48

The majority amendment being material, House Bill No. 142, An Act relative to taxation of real estate and personal property, was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Wednesday, May 15.

Committee Reports

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 316, in new draft and with new title, An Act relative to ethical practice, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred House Bill No. 377, An Act relative to investigation of subversive activities, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 397, An Act relative to recreational roads at Bear Brook state reservation, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 356, An Act relative to a description of land taken for highway purposes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Special Order

Mr. Willey of Campton moved that further consideration of House Bill No. 356, An act relative to a description of land taken for highway purposes, be made a Special Order for Wednesday, May 15, at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Lafond of Manchester, for the Committee on Public

Works, to whom was referred Senate Bill No. 125, An Act relating to bridges on the class V system of highways, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred Senate Bill No. 124, An Act relating to bridges on the secondary system of highways, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Battles of Kingston, for the Joint Committees on Transportation and Ways and Means, to whom was referred Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Terry of Westmoreland moved that further consideration of Senate Bill No. 1 be indefinitely postponed.

(Discussion ensued)

Mr. Terry of Westmoreland spoke in favor of the motion.

Mr. Hersom of Northumberland spoke against the motion.

Personal Privilege

The Chair recognized Mr. Terry of Westmoreland on a point of personal privilege.

The question being on the motion to indefinitely postpone.

Messrs. Soucy of Manchester, ward 1, and Pickett of Keene spoke against the motion.

Mr. Bradley of Hanover moved that Senate Bill No. 1 be recommitted to the Joint Committee on Transportation and Ways and Means.

(Discussion ensued)

Messrs. Soucy of Manchester, ward 1, Kearns of Manchester and Bloomfield of Claremont spoke against the motion.

Mr. Davis of Conway spoke in favor of the motion.

The question being on the motion to recommit.

On a *viva voce* vote the motion did not prevail.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Soucy of Manchester, ward 1, moved that the Rules of the House be so far suspended as to put Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers, on third reading and final passage at the present time, by title only.

On a *viva voce* vote the motion prevailed.

Third Reading

Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers, was read a third time, passed and sent to the Secretary of State to be engrossed.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed Senate Bill No. 1.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. White of Concord, for the Special Committee consisting of the members from the city of Concord, to whom was referred House Bill No. 339, An Act relative to the government of the city of Concord, having considered the same, reported the same with the recommendation that the bill ought to pass.

The undersigned, a minority of the Special Committee consisting of the Concord Delegation, to whom was referred House Bill No. 339, An Act relative to the government of the city of Concord, having considered the same, and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

SHELBY O. WALKER,
GORDON M. TIFFANY,

VICTORIA E. MAHONEY,
PAUL B. MAXHAM,
HAROLD C. GIBSON,
CLARENCE LESSELS,
A Minority of the Committee.

The reports were accepted.

Mr. Walker of Concord moved that the report of the minority, "inexpedient to legislate" be substituted for the report of the majority, "ought to pass".

(Discussion ensued)

Messrs. Walker and Gibson of Concord spoke in favor of the motion.

Mr. Cheney of Concord spoke against the motion.

Mrs. Brungot of Berlin moved that the House recess for 30 seconds.

On a *viva voce* vote the motion did not prevail.

The question being on the motion to substitute.

Mr. O'Neil of Concord spoke against the motion.

Mr. Pickett of Keene moved that the House recess for 30 seconds.

On a *viva voce* vote the motion prevailed.

The House recessed at ¼ minute past 11:00 o'clock.

Recess

After Recess

The House convened at ¾ minute past 11:00 o'clock.

The question being on the motion to substitute.

Mr. Maxham and Mrs. Mahoney of Concord spoke in favor of the motion.

Messrs. Allen, White and Comi and Mrs. Davis of Concord spoke against the motion.

(Mr. Rowell of Newport in the Chair)

Mr. Tiffany of Concord spoke in favor of the motion.

Mr. Rufo of Concord spoke against the motion.

(Speaker in the Chair)

The question being on the motion to substitute.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Tiffany of Concord requested a division.

A division being had, 102 members having voted in the affirmative and 162 members having voted in the negative, the motion to substitute did not prevail.

Point of Order

Mr. Tiffany of Concord raised a question of constitutional quorum and two-thirds vote.

Speaker's Ruling

The Speaker ruled that two-thirds of the elected members of the House were present. There are 397 elected members of the House. Two-thirds of 397 is 265. The division vote resulted in 102 Yeas and 162 Nays, a total of 264. The 264 members who voted in the division plus the member in the chair is a total of 265 members present or an even two-thirds of the elected members. A majority of the members present having voted in the negative, the motion to substitute did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Special Order at 11:01 O'Clock

Mrs. Brungot of Berlin called for the Special Order on House Bill No. 358, An Act repealing the provisions setting up the legislative council.

Mrs. Brungot of Berlin moved that further consideration of House Bill No. 358 be made a Special Order for Wednesday, May 15, at 11:02 o'clock.

Mrs. Brungot of Berlin and Mr. Green of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Special Order at 11:02 O'Clock

Miss Spollett of Hampstead called for the Special Order on House Bill No. 332, An Act relative to hospital licensing.

The question being on the amendment as printed on page 18 of the Journal for Tuesday, April 30.

On a *viva voce* vote the amendment was adopted and the bill referred to the Committee on Appropriations under the rules.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 50, An Act relating to pari mutuel pools.

Amend the bill by striking out in section 1, paragraph I, line 3, the words "thirteen and one-half" and inserting in place thereof the word, fourteen. Further amend the paragraph by striking out in line 10 the words "six and one-half" and inserting in place thereof the word, seven, so that said paragraph as amended shall read as follows: I. Commissions on such pools at tracks or race meets conducting a running horse race or running horse meet shall be uniform throughout the state at the rate of fourteen per cent of each dollar wagered plus the odd cents of all redistribution to be based upon each dollar wagered, exceeding a sum equal to the next lowest multiple of ten, known as "breakage," one-half of which breakage shall be retained by the licensee and the balance shall be paid to the state treasurer for the use of the state in accordance with the provisions of section 2. Said maximum shall include the seven per cent tax hereinafter prescribed.

Further amend the bill by striking out in section 2, paragraph I, line 6, the words, "six and one-half" and inserting in place thereof the word, seven. Further amend said paragraph by striking out in line 10, the words "one-fourth" and inserting in place thereof the words, three-fourths, so that said paragraph as amended shall read as follows: 2. *Distribution of Tax.* Amend RSA 284:23 (supp) as amended by 1955, 74:2 by striking out said section and inserting in place thereof the following: 284:23. *Tax.* I. Each person, association or corporation licensed to conduct a running horse race or running horse meet under this chapter shall pay to the state treasurer a sum equal to seven per cent of the total contributions to all pari mutuel pools conducted or made at any running horse race or running horse meet licensed hereunder. Of the amount so paid to the state treasurer a sum equal to six and three-fourths per cent of said total contributions shall be distributed in accordance with the provisions of section 2 of this chapter and a sum equal to one-fourth of one per cent of said total

contribution shall be expended for the promotion of agriculture in the state under the direction of the commissioner of agriculture.

Mr. Malley of Somersworth moved that the House concur in the amendment sent down from the Honorable Senate.

Mr. Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion to concur prevailed.

Resolution

Mr. McMeekin of Haverhill offered the following resolution:

Whereas, Memorial day, May 30, falls on Thursday, therefore be it

Resolved, That sessions of the House be held on Monday, Tuesday, and Wednesday, May 27, 28, 29.

Special Order

Mr. McMeekin of Haverhill moved that the foregoing resolution be made a Special Order for Thursday, May 16 at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Resolutions

Messrs. Blair of Epping and Desjardins of Dover offered the following resolutions:

Whereas, Rt. Rev. Msgr. Charles J. Leddy, Pastor of St. Joseph parish of Dover, has passed away, and

Whereas, Monsignor Leddy was a former member of the Legislature, therefore, be it

Resolved, that we, the members of the House of Representatives, hereby express our tribute to the former member for his services to his city and state, and express our sympathy to his family in its bereavement, and be it further

Resolved, that the Clerk of the House transmit to the family a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Monahan of Hanover offered the following resolution:

Whereas, the State of New Hampshire is confronted with a forest fire emergency of increasing seriousness, and

Whereas, forest fire losses to date have been remarkably low because of the effective work done by the fire-fighting organizations of our towns, cities, and the state, aided by volunteers, and because of excellent public cooperation,

Therefore, be it resolved that we, the members of the House of Representatives, do hereby express our appreciation for the record thus far established and our hope for continued cooperation of all concerned in coping with the current fire emergency.

On a *viva voce* vote the resolution was adopted.

Mr. Maloomian of Somersworth offered the following concurrent resolution:

Resolved by the House of Representatives with the Senate concurring:

That whereas the continuance of the present services to the public by the Boston and Maine Railroad is of vital interest to the state:

Resolved, that the Boston and Maine Railroad be urged to end any further curtailment of services to the public in New Hampshire, and

Be It Further Resolved, that a copy of this resolution be sent to the Boston and Maine Railroad.

The concurrent resolution was referred to the Committee on Transportation.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith, having considered the same reported the same with the following recommendation:

That the House recede from its position of nonconcurrence and concur with the Senate in the adoption of its amendment.

SUZANNE LOIZEAUX,
RUSSELL G. CLAFLIN,
JOHN F. KELLEY,
Conferees on the Part of the House
ROBERT ENGLISH,
DEAN B. MERRILL,
Conferees on the Part of the Senate.

On motion of Miss Loizeaux of Plymouth, the House adopted the report of the Committee of Conference.

Report of the Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolution:

House Bill No. 8, An Act relative to the unemployment compensation law and establishing the department of employment security.

House Bill No. 428, An Act providing for a supplemental appropriation for expenses of the legislature.

Senate Bill No. 103, An Act relative to increasing the borrowing capacity of school districts.

House Joint Resolution, No. 46, Joint Resolution in favor of Kenneth W. Hayward.

Resolutions

Mr. Rathbone of Exeter offered the following resolution:

Whereas, this week is designated as national "Be kind to animals week," therefore be it

Resolved, that when the House adjourns today it be in honor of "Trixie" the best behaved lady in the House.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and third reading of resolutions by caption only, and when the House adjourns today it be to meet next Tuesday at 11:00 o'clock.

Third Readings

House Bill No. 339, An Act relative to the government of the city of Concord, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Rufo of Concord moved that the House reconsider its vote whereby it passed House Bill No. 339, An Act relative to the government of the city of Concord.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings

The following House bills and House joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 377, An Act relative to investigation of subversive activities.

House Bill No. 316, An Act relative to ethical practices, (in new draft and with new title).

House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 125, An Act relating to bridges on the class V system of highways.

Senate Bill No. 124, An Act relating to bridges on the secondary system of highways.

On motion of Mrs. Taylor of Whitefield the House adjourned at 3:32 o'clock.

TUESDAY, MAY 14, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

In this moment of silent communion with Thee, O Lord, a still, small voice speaks in the depth of our spirit. It speaks to us of the things we must do today to be true to Thee. We must perform the tasks Thou hast given us with unflagging faithfulness even though the eye of no taskmaster is upon us. We must be gentle in the face of ingratitude, or when slander distorts our noblest motives. Help us, O Lord, to come to the end of the day with a feeling that we have used it well, to the honor and glory of Thy Name. Amen.

Salute to the Flag

Mr. Shattuck of Danville led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House: The 7th and 8th Grades of the Meridan and Plainfield Schools, sponsored by Mr. Chivers of Plainfield. The Republican Women of Grafton and Coos Counties sponsored by the Mesdames Bucklin of Bridgewater, Peabody of Franconia, Williams of Grafton, Hayward of Hanover, Whipple of Lebanon, Collyer of Lisbon, Loizeaux of Plymouth, Christiansen of Berlin, Brungot of Berlin, Gould of Wentworth's Location and Taylor of Whitefield.

Leaves of Absence

The Mesdames Lord of Gilford and Frizzell of Charlestown were granted leaves of absence for the day on account of important business.

Mr. Thompson of Effingham was granted a leave of absence for the week on account of important business.

Mr. Cheney of Concord was granted a leave of absence for today and tomorrow on account of important business.

Senate Message

The Senate has passed a bill with the following title in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited period.

Senate Bill Read and Referred

Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited period, was read a first and second time, laid upon the table and referred to the Committee on Fish and Game.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to transportation of so-called Christmas trees.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Transportation of Coniferous Trees.* Amend RSA 221 by inserting at the end of said chapter the following new subdivision:

Transportation of Coniferous Trees

221:20. *Prohibition.* During the period from October first to December twenty-fifth, inclusive, no person shall transport at one time more than three coniferous trees, which he has obtained from another, from place to place along any public highway unless he has in his possession for inspection evidence that he is the owner of said trees, and can furnish the name and address of the person from whom he obtained said trees.

221:21. *Exceptions.* The provisions of the preceding section shall not apply to the transportation of coniferous trees in compact parts of cities or towns.

2. *Takes Effect.* This act shall take effect as of October 1, 1957.

On motion of Mr. Broadhurst of Franklin, the House concurred in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists.

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals.

Reports of the Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 78, An Act relative to salaries of court stenog-

raphers, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Court Stenographers.* Amend RSA 519:26 (supp) as amended by 1955, 271:1 and by an act passed at this session of the general court relative to employment of an extra court stenographer, by striking out the words "four thousand five hundred" and inserting in place thereof the words, five thousand

On motion of Mr. Green of Manchester the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 38, An Act relating to probate courts, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 3 of said bill by striking out the first four lines and inserting in place thereof the following:

3. *Appropriation.* There is hereby appropriated the sum of twenty-five hundred dollars for the fiscal year ending June 30, 1958, and the sum of twenty-five hundred dollars for the fiscal year ending June 30, 1959, which appropriation shall not lapse and which shall be expended under the direction of the administrative committee of the probate courts. The sums hereby

On motion of Mr. Green of Manchester, the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the first two lines and inserting in place thereof the following:

4. *Referendum.* This act shall not take effect until a referendum has been had as herein

Further amend said bill by inserting after section 4 the following new section:

5. *Takes Effect.* For the purpose of the referendum provided in section 4 this act shall take effect upon its passage. The remaining provisions of this act shall be effective as hereinbefore provided if the act is adopted.

On motion of Mr. Deans of Milford, the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

Withdrawal of Notice of Reconsideration

Mr. Craig of Manchester withdrew his notice of reconsideration of House Bill No. 335, An Act relative to the state's share of school superintendents' salaries.

Notice of Reconsideration

Mr. Pillsbury of Manchester served notice that today or some subsequent day he will move that the House reconsider its vote whereby it passed House Bill No. 316, An Act relative to ethical practice.

Special Order for 11:01 O'Clock

Mr. McGee of Lincoln called for the Special Order on House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway.

The question being on the motion that the House concur in the amendment sent down from the Honorable Senate, as printed on page 19 of the Journal for Thursday, May 2.

(Discussion ensued)

Messrs. McGee of Lincoln and Pickett of Keene and Miss Loizeaux of Plymouth spoke in favor of the motion.

Mrs. Morrill of Albany and Messrs. Monahan of Hanover, Chandler of Bartlett, Davis of Conway, Barney of Rumney and Pillsbury of Manchester spoke against the motion.

Mr. McGee of Lincoln spoke a second time in favor of the motion.

Point of Personal Privilege

The Chair recognized Mr. Monahan of Hanover on a point of personal privilege.

The question being on the motion to concur in the amendment sent down from the Honorable Senate.

Mr. McGee of Lincoln requested a division.

A division being had, the results were so manifestly in the negative, the motion to concur did not prevail.

The question being on the motion offered by Mr. Pillsbury of Manchester that the House non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. Chandler of Bartlett, McGee of Lincoln and Monahan of Hanover as Conferees on the part of the House.

Special Order for 11:02 O'Clock

Mr. Geisel of Manchester called for the Special Order on House Bill No. 143, An Act relative to limitations on investments of savings banks.

The question being on the resolution offered by the committee.

Mr. Bloomfield of Claremont moved that the report of the minority "Ought to pass with amendment" be substituted for the report of the majority "Inexpedient to legislate."

(Discussion ensued)

Mr. Bloomfield of Claremont spoke in favor of the motion.

At 12:35 o'clock the Chair declared a 45 minute recess.

Recess

After Recess

The House reconvened at 1:20 o'clock.

The question being on the motion to substitute.

Mr. Pillsbury of Manchester spoke in favor of the motion.

Mr. Farr of Keene spoke against the motion.

Messrs. Green of Manchester and Gay of New London spoke in favor of the motion.

Mr. Batchelder of Deerfield moved that further consideration of House Bill No. 143 be indefinitely postponed.

(Discussion ensued)

Messrs. Batchelder of Deerfield, Merrill of Exeter and Eaton of Stoddard spoke in favor of the motion.

Messrs. Geisel of Manchester, Lamprey of Moultonborough, Malley of Somersworth, Young of Pittsfield and Pickett of Keene spoke against the motion.

Mr. Peever of Salem moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Rathbone of Exeter requested a division.

A division being had, 159 members having voted in the affirmative and 123 members having voted in the negative, the motion to indefinitely postpone prevailed.

Mr. Geisel of Manchester demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 161

HILLSBOROUGH COUNTY: Poore, Adams of Greenfield, Pickering, Crosby, Williams of Hollis, Tessier, Eaton of Mason, Peaslee of Merrimack, Falconer, Cummings, Ramsdell, Saunders, Brosnahan, Dufour, Dionne of Nashua, Ryan, Sweeney, Bouley, Bouthillier, Dumais, Thompson of New Ipswich, Dutton, Rice, Street.

CHESHIRE COUNTY: Post, Pike, Clark of Harrisville, Gordon, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Faulkner, Farr, Oliver, Tolman, Ostlund, Yardley, Eaton of Stoddard, Swett of Sullivan, Congdon, Ballam, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Reney, Brown of Newport, Karr of Newport, Chivers.

GRAFTON COUNTY: Pryor, Plumer, Graham of Canaan, Sanborn of Enfield, Williams of Grafton, Nettleton, Monahan, Morse, Cole, Porter, Whipple, Kelley of Littleton, Haskins, Bell, Loizeaux, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Fortier, Christiansen, Alls, Rix, Graham of Gorham, Cornelius, Swett of Lancaster, Stinson.

ROCKINGHAM COUNTY: Griffin, Prescott, Shattuck, Batchelder, Bisbee, Blair, Eastman of Exeter, Eldredge, Mer-

rill, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Parmenter, Mott, Cheney of Newton, Carter, Perkins, Palmer, Dondero, Wood, Foote, Hayes, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Philbrick, Haigh, Willis.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, LaBonte, Dunnington, Webb, Connell, Littlehale, Gilman, Drew, Moulton, Rolfe, Maxfield, Nelson of Rochester, St. Pierre, Varney, Valliere.

BELKNAP COUNTY: Rollins, Morin, Simoneau, Tilton, Karagianis, Lucier, Burbank, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Roberts, Nickerson of Tamworth, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Turner, Gibson, White of Concord, Lessels, Cilley, Sargent, Bunten, Burke of Franklin, Ayotte, Leonard, Carpenter, Mason, Mulaire, Wilman, Ayer, Chadwick.

Nays, 131

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Jennings, Nickerson of Goffstown, Fortin, Abbott, Ainley, Green, Pettigrew, Soucy of Manchester, Ward 1; Geisel, Pillsbury, Robb, Martel of Manchester, Ward 3; Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Walsh, Healy of Manchester, Ward 6; O'Connor, Champagne, Craig, Delisle, Cary, Morris, Kearns, King, Martel of Manchester, Ward 12; Nalette, Soucy of Manchester, Ward 12; Dion of Manchester, Gauthier, Lesmerises, Christy, Crowley, Deans, Hutchinson, Cooper, Record, Thibault of Nashua, Belcourt, Trombly, Maynard, Marcoux, Chartrain, Dugas, Sabluski, Locke, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Smith of Hinsdale, Spofford, Codding, Pickett.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Monblo, Davis of Cornish, Riley, Rowell, Crane.

GRAFTON COUNTY: Stevenson, Bucklin, Willey, Peabody, Bradley, Duke, Hayward, Larty, McMeekin, Chamberlain, Adams of Lebanon, Jones, Townsend, McGee, Collyer, Martin.

COOS COUNTY: Brungot, Fontaine, Gagnon, LaCasse of Berlin, Heath, Keough, Bushey, Taylor.

ROCKINGHAM COUNTY: Tenney, Clark of Derry, Nickerson of East Kingston, Eastman of Kensington, LaBranche, Barrett, Sadler, Peever, Felch, Thorndike.

STRAFFORD COUNTY: Stearns, Currier, Clement, Malley, Brown of Strafford.

BELKNAP COUNTY: McAllister, Haggett, LaCaillade, McCarthy, Dana, Varrell.

CARROLL COUNTY: Chandler, Davis of Conway, Hill, Lamprey, Willmott.

MERRIMACK COUNTY: Phelps, Bates, Allen, Lafford, Tiffany, Corbett, Saltmarsh, Walker, Comi, Nutter, Broadhurst, Jenkins, Gay of New London, Young, Bigelow.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Eaton of Stoddard moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 143, An Act relative to limitations on investments of savings banks.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports Withdrawn

The Chair announced that the Committee on Judiciary had withdrawn its reports on the following entitled House and Senate bills:

Senate Bill No. 60, An Act relative to intentional and unintentional contribution to delinquency.

House Bill No. 282, An Act relative to the responsibility of parents.

House Bill No. 234, An Act relative to liability of parents for destruction of property by juveniles.

(Mr. Crosby of Hillsborough in the Chair)

Committee Reports

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 134, An Act to establish uniform, minimum compensa-

tion for the maintenance and care of dependent children in homes for children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fortin of Greenville, for the Committee on Transportation, to whom was referred House Bill No. 238, An Act relative to operation of motor vehicles at intersecting roads, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Nalette of Manchester, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Municipal Sewerage Systems.* Amend RSA 33 by inserting after section 5 the following new sections: 33:5-a. *Voluntary Projects.* Any city, town, village district or other political subdivision may vote to incur debt for the purpose of installing a sewage disposal plant including treatment works or sewerage facilities or the improvement, replacement or extension thereof, although at the time of such vote it has not received an order from the water pollution commission or from the state board of health directing such installation under RSA 147, RSA 148:23 or RSA 149. Any such debt shall at no time be included in the net indebtedness of said city, town, village district or other political subdivision for the purpose of ascertaining its borrowing capacity provided the approval of the governor and council hereinafter provided for is obtained.

33:5-b. *Approval.* Any such municipality which has voted to incur debt under the provisions of RSA 33:5-a shall submit a certified copy of the record of such action together with detailed plans of the proposed construction to the water pollution commission for review and approval as hereinafter provided. Upon receipt of such plans for review, the commission shall fix a time and place where all interested parties may be heard and cause notice thereof to be given by posting in two or more public places in said city, town, village district or other political subdivision and causing said notice to be published once in a newspaper of general circulation within the area at least seven days prior to said hearing. Following a review of the pertinent evidence and data presented at such hearing and after a review of the plans and such other independent investigation as is deemed necessary, if the water pollution commission determines that the proposed project is in the public interest, due consideration being given to the cost of said project in relation to the benefits which will accrue to public health or water pollution control, it shall furnish a report of its findings and recommendations including a recommendation concerning a state guarantee as provided for under RSA 149:5 to the governor and council for their approval.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 415 was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, May 16.

Committee Reports

Mr. Claflin of Wolfeboro, for the Committee on Transportation, to whom was referred House Bill No. 283, An Act relative to carrying certain passengers in trucks, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Carrying Passengers in Trucks.* Amend RSA 263:80 by inserting after the word "transportation" in the second line the words, under such rules and regulations as shall

be promulgated by the motor vehicle commissioner; further amend said section by inserting after the word "or" in the fourth line the words, prevent the transportation of, so that said section, as amended, shall read as follows: 263:80. *Exceptions.* Nothing in section 79 shall be construed to prevent the transportation under such rules and regulations as shall be promulgated by the motor vehicle commissioner of those enrolled at summer camps or students, teachers, or employees of colleges and schools when it is for recreational or religious purposes; or prevent the transportation of employees of any town, city, county or the state, federal government, or any agency thereof, or of employees of the owner of such vehicle when in the course of going to or from their place of employment; or when transportation is in a vehicle approved by the motor vehicle commissioner under section 27.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Robb of Manchester, for the Committee on Transportation, to whom was referred House Bill No. 308, An Act relative to the registration of motor buses which are operated both within and without the state and the registration fees thereon, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Valliere of Rollinsford, for the Committee on Transportation, to whom was referred House Bill No. 320, An Act relative to road toll on interstate motor carriers of passengers, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Taken from the Table Under Rule 48

House Bill No. 140, An Act providing for the registration of plumbers, was taken from the table.

The question being on the amendment as printed on pages 12 through 16 of the Journal for Wednesday, May 8.

Special Order

Mr. Porter of Lebanon moved that House Bill No. 140, with pending amendment, be made a Special Order for tomorrow morning at 11:03 o'clock.

On a *viva voce* vote the motion prevailed.

Taken from the Table Under Rule 48

House Bill No. 401, An Act relative to vicious dogs, was taken from the table.

The question being on the amendment as printed on pages 21 and 22 of the Journal for Wednesday, May 8.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes, was taken from the table.

The question being on the amendment as printed on pages 17 and 18 of the Journal for Wednesday, May 8.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Reports of the Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills and House joint resolution:

House Bill No. 50, An Act relating to pari-mutuel pools,

House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs.

House Bill No. 213, An Act relating to age of committal to the state industrial school.

House Bill No. 228, An Act relative to the salaries of the justice and special justice of Hampton municipal court.

House Bill No. 350, An Act relative to borrowing capacity for cooperative school districts.

House Bill No. 370, An Act relative to the designation of a Class I highway in Walpole.

House Bill No. 375, An Act adopting an interpleader compact.

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bills:

Senate Bill No. 79, An Act relative to employment of an extra court stenographer.

Senate Bill No. 85, An Act providing for the Classification of Beaver Brook Watershed.

Senate Bill No. 96, An Act correcting certain errors in the statute relative to municipal budget law.

Senate Bill No. 112, An Act legalizing action taken at the town meeting held in the town of Derry in March, 1957.

Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions.

Senate Bill No. 124, An Act relating to bridges on the Secondary system of highways.

Senate Bill No. 125, An Act relating to bridges on the Class V system of highways.

Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land.

Senate Bill No. 138, An Act legalizing a special meeting of Sullivan school district held January 24, 1957.

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists.

Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers.

The reports were accepted.

On motion of Mrs. Ainley of Manchester the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were read a third time, passed and sent to the Senate for concurrence.

House Bill No. 401, An Act relative to vicious dogs.

House bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes.

House Bill No. 283, An Act relative to carrying certain passengers in trucks.

On motion of Mrs. Gordon of Jaffrey the House adjourned at 3:54 o'clock.

WEDNESDAY, MAY 15, 1957

The House met at 11:00 o'clock.

(Mr. Green of Manchester in the Chair)

Joint Convention

Prayer was offered by Guest Chaplain Rev. Charles Hodgins, English Exchange Rector at St. John's Episcopal Church, Portsmouth, N. H.

O God who didst teach the hearts of Thy faithful people by sending to them the light of Thy Holy Spirit, grant us by that same spirit to have a right judgment in all things and to be willing to venture forth in heart and mind wherever Thou may'st lead. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mr. Bouvier of Swanzey led the Convention in the salute to the flag.

Introduction of Guests

The Chair introduced the following as guests of the Convention:

The graduating class of the Gossler Park School of Manchester, sponsored by Honorable Councillor Brassard of the 3rd District.

A group from the Orford Elementary School, sponsored by Senator Bennett of District No. 5.

The 8th Grade of the Cornish Elementary School, sponsored by Mr. Davis of Cornish.

The 5th Grade of the Kimball School of Concord, sponsored by Mr. Tiffany of Concord.

Mr. Arnold L. Topham of Plymouth, sponsored by Mr. Pryor of Ashland.

Mr. and Mrs. Bill Cunningham and Mrs. Duke, sponsored by Mr. Duke of Hanover.

Bill Cunningham briefly addressed the Joint Convention.

Concert

The Joint Convention was entertained by a medley of songs rendered by the University of New Hampshire Concert Choir, under the direction of Professor Karl H. Bratton, Chairman of the Department of Music.

On motion of Senator DeLude of District No. 8, the Convention rose.

House

Communication

Honorable Samuel Green
Representative from Manchester
Concord, New Hampshire

DEAR REPRESENTATIVE GREEN:

Would you kindly preside for me tomorrow, Wednesday, May 15th, as it will be necessary for me to be away from Concord on state business.

Sincerely,

W. DOUGLAS SCAMMAN, *Speaker*
of the House of Representatives.

Leaves of Absence

Mr. Sullivan of Manchester was granted a leave of absence for the day in order to attend a funeral.

Mr. Monahan of Hanover was granted a leave of absence for the rest of the week on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Pillsbury of Manchester, House Bill No. 430, An Act relative to the school committee of Manchester. To the Special Committee composed of the Delegation from the City of Manchester.

By the Committee on Rules (Mr. Crosby of Hillsborough),

House Bill No. 431, An Act legalizing a meeting of the Hillsborough County Convention, held March 25th, 1957.

Mr. Crosby of Hillsborough moved that the rules of the House be so far suspended as to dispense with the printing and committee reference of House Bill No. 431, and that the bill be put on third reading and final passage at the present time, by title only.

On a *viva voce* vote the motion prevailed.

The bill was read a third time, passed and sent to the Senate for concurrence.

Mr. Crosby of Hillsborough moved that the House reconsider its vote whereby it passed House Bill No. 431.

Mr. Pillsbury of Manchester spoke against the motion.

Mr. Crosby of Hillsborough withdrew his motion to reconsider.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 68, An Act establishing an agreement on detainers.

Senate Bill No. 90, An Act relative to detainers within the state.

Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state regional medical needs board.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state medical needs board. To the Committee on Public Health.

Senate Bill No. 68, An Act establishing an agreement on detainers. To the Committee on Judiciary.

Senate Bill No. 90, An Act relative to detainers within the state. To the Committee on Judiciary.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals.

Amend section 2, 10-A:2 of said bill by inserting after the word "institutions" in line 5, the words, or to the general court, so that said section as amended shall read as follows:

2. 10-A:2. *Duties.* Said board shall meet once each year or at other times at the call of either the chairman of the board or the governor. Said board shall be advisory only and shall consider matters relative to the various institutions of the state as may be brought before it. It may make recommendations to the various governing boards of the institutions or to the general court.

Further amend said bill by inserting after the word "ultimate" in section 4, line 3, the word, executive, so that said section as amended shall read as follows:

4. *Boards of Control.* Amend RSA 10:1 by striking out the second sentence so that said section as amended shall read as follows: 10:1. *Governor and Council.* The ultimate executive authority over the state hospital, the Laconia state school, the industrial school, the state sanatorium and the state prison, including all real and personal estate used in connection therewith, the purchase of materials and supplies for said institutions and the departments of the state, as hereinafter provided, is vested in the governor and council.

On motion of Mr. Lamprey of Moultonborough, the House concurred in the amendment sent down from the Honorable Senate.

Special Order for 11:01 O'Clock

Mr. Willey of Campton called for the Special Order on House Bill No. 356, An Act relative to a description of land taken for highway purposes.

The question being on the resolution of the committee that the bill is inexpedient to legislate.

Mr. Willey of Campton moved that the bill be recommitted to the Committee on Public Works.

Mr. Pillsbury of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion to recommit prevailed.

Special Order for 11:02 O'Clock

Mrs. Brungot of Berlin called for the Special Order on House Bill No. 358, An Act repealing the provisions setting up the legislative council.

The question being on the resolution of the committee that the bill is inexpedient to legislate.

Mrs. Brungot of Berlin moved that the words "Ought to pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mrs. Brungot of Berlin spoke in favor of the motion.

Miss Loizeaux of Plymouth spoke against the motion.

At 11:02¼ o'clock the Chair declared a 30 second recess.

Recess

After Recess

The House reconvened at 11:02¾ o'clock.

The question being on the motion to substitute "Ought to pass" for "Inexpedient to legislate" in the committee's report.

Mr. Eastman of Kensington spoke in favor of the motion.

(Mr. Angus of Claremont in the Chair)

Mr. Sheridan of Berlin moved that further consideration of House Bill No. 358 be indefinitely postponed.

(Discussion ensued)

Mr. Sheridan of Berlin spoke in favor of the motion.

(Mr. Green of Manchester in the Chair)

Messrs. Cummings of Nashua, Comi of Concord, McMeekin of Haverhill and Miss Collyer of Lisbon spoke against the motion.

The Mesdames Frizzell of Charlestown and Currier of Rochester and Messrs. Tiffany of Concord, Rowell of Newport and Pillsbury of Manchester spoke in favor of the motion.

Mrs. Brungot of Berlin spoke a second time against the motion.

Mr. Deans of Milford moved the previous question.

On a *viva voce* vote the main question was ordered.

The main question being on the motion to indefinitely postpone.

Mr. Kearns of Manchester requested a division.

A division being had, 140 members voted in the affirmative and 109 members voted in the negative.

Mr. Pillsbury of Manchester requested a second division.

A second division being had, 149 members voted in the affirmative and 113 members voted in the negative.

Mr. Pillsbury of Manchester requested a third division.

A third division being had, 146 members voted in the affirmative and 92 members voted in the negative.

Speaker's Ruling

The Chair ruled that no valid action had been taken on the pending motion to indefinitely postpone for the reason that while a majority of the members of the House were present and the affirmative prevailed, the motion had not received the assent of two-thirds of the members present as required by the Constitution of the State of New Hampshire.

Mr. Sheridan of Berlin demanded the Yeas and Nays.

Mr. Sheridan then withdrew his demand for the Yeas and Nays.

Mr. Kearns of Manchester moved that further consideration of House Bill No. 358 be made a Special Order for tomorrow morning at 11:02 o'clock.

Mr. Pillsbury of Manchester demanded the Yeas and Nays on the motion to indefinitely postpone and requested a ruling from the Chair on the propriety of his demand.

Speaker's Ruling

The Chair ruled that the demand for the Yeas and Nays must await action on the pending motion.

Mr. Pillsbury of Manchester then withdrew his demand for the Yeas and Nays.

Parliamentary Inquiry

Mr. McMeekin of Haverhill asked the Chair to rule as to what question will be before the House at 11:02 o'clock to-

morrow morning if the House votes favorably on the pending motion offered by Mr. Kearns of Manchester.

Speaker's Ruling

The chair ruled that if the pending motion prevails, the question at 11:02 o'clock tomorrow morning will be on the motion to indefinitely postpone. The Chair stated that further debate on the motion will not be in order at that time inasmuch as the previous question has been ordered.

The question being on the motion that further consideration of House Bill No. 358 be made a Special Order for tomorrow morning at 11:02 o'clock.

Messrs. Comi of Concord and Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion for a Special Order prevailed.

Special Order at 11:03 O'clock

Mr. Porter of Lebanon called for the Special Order on House Bill No. 140, An Act providing for the registration of plumbers.

The question being on the amendment as printed on pages 12 through 16 of the Journal for Wednesday, May 8.

Mr. Porter of Lebanon moved that further consideration of House Bill No. 140 and pending amendment be made a Special Order for tomorrow morning at 11:03 o'clock.

On a *viva voce* vote the motion prevailed.

Taken from the Table Under Rule 48

House Bill No. 142, An Act relative to taxation of real estate and personal property, was taken from the table.

The question being on the amendment as printed on page 6 of the Journal for Thursday, May 9.

Mrs. Frizzell of Charlestown moved that House Bill No. 142 be recommitted to the Committee on Judiciary.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Rollins of Auburn, for the Committee on Education, to whom was referred House Bill No. 153, An Act granting prior teaching service credit to certain personnel of the State

Department of Education in the State Employees Retirement System, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out in the seventh line the words, "when engaged in training for civil defense and," so that said section as amended shall read as follows:

1. *Student Nurses Immunity.* Amend paragraph (d) of RSA 107:12 by inserting after the words "registered in this state" in the first line the words, or student nurses undergoing training at a licensed hospital in this state, so that said paragraph as amended shall read as follows: (d) Dentists licensed in this state and nurses registered in this state or student nurses undergoing training at a licensed hospital in this state during any civil defense emergency shall be regarded as authorized civil defense workers and while so engaged may practice, in addition to the authority granted them by other statutes, administration of anesthetics; minor surgery; intravenous, subcutaneous and intramuscular procedures; and oral and topical medication under the general but not necessarily direct supervision of a member of the medical staff of a legally incorporated and licensed hospital of this state, and to assist such staff members in other medical and surgical procedures.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bushey of Northumberland, for the Committee on Fish and Game, to whom was referred House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle, having considered the same, reported the same with the recommendation that the bill ought to pass.

Amend section 1 of the bill by adding at the end thereof the words, "Each permittee shall be given one deer seal which must be attached to the deer immediately upon killing. Should the permittee need assistance in the case of a wounded deer, he shall give the seal to the assistant to attach to the deer before moving it to the vehicle for the permittee to tag," so that said section as amended shall read as follows:

1. *Hunting.* Amend 207 by adding after section 7 the following new section: 207:7-a. *Disabled Veterans.* The above section shall not apply to a disabled veteran who is suffering from paraplegia or who is suffering from the loss of, or the loss of the use of, both lower extremities and who has obtained a current license to hunt, provided however that such person must first obtain from the director a special permit entitling the said person to hunt while using a motor vehicle, not to include boats with motor attached or aircraft, and further provided that no loaded firearm, shotgun or rifle shall be carried or transported with a cartridge either in the chamber, magazine or clip attached to said firearm, shotgun or rifle, while said vehicle is in motion. The director may issue such a permit upon application in person or upon documentary proof of such disability by a licensed hunter. Such permit must be carried upon the person of the permittee while hunting and shall be produced for inspection upon the demand of any law enforcement officer. Such permit may be revoked for such period as the director may deem proper upon satisfactory proof that such permittee is an improper person to have such a permit or upon conviction in any court of a violation of this title. Such permit shall expire on December thirty-first of each year and the director shall charge a fee of fifty cents for such permit or the renewal thereof. Each permittee shall be given one deer seal which must be attached to the deer immediately upon killing. Should the permittee need assistance in the case of a wounded deer, he shall give the seal to the assistant to attach to the deer before moving it to the vehicle for the permittee to tag.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 286 was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Tuesday, May 21.

Mr. Bushey of Northumberland, for the Committee on Fish and Game, to whom was referred House Bill No. 323, An Act increasing agent's fees for issuing fish and game licenses, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rix of Dummer, for the Committee on Fish and Game, to whom was referred House Bill No. 345, An Act establishing the advisory committee on shore fisheries, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Committee Established.* Amend RSA 211 by inserting after section 59 the following new section: 211:60. *Advisory Committee on Shore Fisheries.* The governor, with the advice and consent of the council shall appoint an advisory committee of three persons to recommend programs and policies regarding shore fisheries to the fish and game commission. The members of said committee shall be residents of the sea-coast region. The term of office of each member shall be for three years and until his successor is appointed and qualified provided, however, that for the first appointments hereunder one shall be appointed for a term of one year, one for a term of two years and one for a term of three years and until their successors are appointed and qualified. Said members shall serve without compensation. They shall study and recommend the advisability and method for financing a division of coastal fisheries within the fish and game department, together with a study of the desirability of establishment of a state coastal fisheries research station at Hampton Harbor. They shall make such other studies and recommendations as seem advisable relative to shore fisheries. The committee shall have authority to hold hearings in the coastal towns on fishery problems.

The report was accepted.

Mr. Kelley of Littleton moved that reading of the amendment be dispensed with.

Mr. Kelley of Littleton explained the amendment and spoke in favor of the motion.

Mr. Willey of Campton moved that the amendment be printed in the Journal, the bill and amendment to be taken up in the regular order of business on Tuesday, May 21.

On a *viva voce* vote the motion prevailed.

On motion of Mrs. Brungot of Berlin the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bill, by title only, and when the House adjourns today it be in honor of the Acting Speaker, Mr. Green of Manchester, to meet tomorrow morning at 11:00 o'clock.

Third Reading

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense, was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

On motion of Miss Collyer of Lisbon the House adjourned at 3:39 o'clock.

THURSDAY, MAY 16, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O God, Who hast commanded us to be perfect, as Thou art perfect; put into our hearts, we pray Thee, a continual desire to obey Thy holy will. Teach us day by day what Thou wouldst have us do, and give us grace and power to fulfill the same. May we never from love of ease, decline the path which Thou pointest out, nor, for fear of shame, turn away from it. We pray for Thy sake. Amen.

Henry Alford, 1810-1871,
English poet and scholar,
Dean of Canterbury.

Salute to the Flag

Mr. Dion of Manchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Former Representative Archie L. Hill, sponsored by Mr. Jenkins of Loudon.

26 members of the safety patrol of Meredith High School, sponsored by Mrs. Miner and Mr. Smith of Meredith.

The 7th grade of the Greenland School, sponsored by Senators Holmes and Humphreys.

Former Representative Thomas Urie of New Hampton, sponsored by Mrs. Miner of Meredith.

The Chair introduced the following members of the history class of the Crotched Mountain School, as special guests of the House: Betty Turner, Bard Snyder, Ruth Whitney, Madge Gunn, Michael Mathieu, Walter Plumer, Eugene Lalande and Harold Turbaville.

Leaves of Absence

Messrs. Peever of Salem and Merrifield of Sunapee were granted leaves of absence for the day on account of important business.

Mr. King of Manchester was granted a leave of absence for the day on account of a death in the family.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By the Committee on Rules (Mr. Maloomian of Somersworth), House Bill No. 432, An Act providing for salaries for members of the Somersworth city council. To the Delegation from the city of Somersworth.

Printing Dispensed With

On motion of Mr. Malley of Somersworth, the rules of the House were so far suspended as to dispense with the printing of House Bill No. 432.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 192, An Act relating to fraudulent checks issued in payment for services.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following: 1. *Larceny.* Amend RSA 582:12 by striking out all after the word "larceny" in the fifth line and inserting in place thereof the following: and if money, property, labor or services are obtained thereby shall be guilty of larceny, so that said section as amended shall read as follows: 582:12. *Fraudulent Checks.* Whoever, with intent to defraud, makes, draws, utters, or delivers any check, draft, or order for the payment of money upon any bank or other depository, without sufficient funds or credit at such bank or other depository for the payment of such instrument, shall be guilty of attempted larceny, and if money, property, labor or services are obtained thereby shall be guilty of larceny.

On motion of Mr. Green of Manchester, the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference on the following entitled House Bill, and asks the concurrence of the House of Representatives:

House Bill No. 221, An Act relative to the Laconia Home for the Aged.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 221, An Act relative to the Laconia Home for the Aged, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence in the Senate amendment, that the Senate recede from

its position in adopting its amendment, and that the bill ought to pass.

PETER S. KARAGIANIS,
STEWART LAMPREY,
ROBERT L. GALLOWAY,
Conferees on the Part of the House.

HERBERT W. RAINIE,
JAMES P. ROGERS,
Conferees on the Part of the Senate.

On motion of Mr. Karagianis of Laconia, the House adopted the report of the Committee of Conference and the bill was sent to the Secretary of State to be engrossed.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference on the following Senate bill and asks the concurrence of the House of Representatives:

Senate Bill No. 54, An Act relative to dogs at large.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 54, An Act relative to dogs at large, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence in the House amendment, that the House recede from its position in the adoption of its amendment, and that the House concur with the Senate in the passage of the bill.

E. J. BENNETT,
E. EVERETT RHODES,
Conferees on the Part of the Senate.

KENNETH M. BISBEE,
FAYNE E. ANDERSON,
J. HECTOR DESJARDINS,
Conferees on the Part of the House.

On motion of Mr. Bisbee of Derry, the House adopted the report of the Committee of Conference, and the bill was sent to the Secretary of State to be engrossed.

The Senate message further announced that the Senate

had voted to adopt the report of the Committee of Conference on the following captioned Senate joint resolution and asks the concurrence of the House of Representatives:

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence and concur with the House in the adoption of its amendment.

ROBERT ENGLISH,
LAURIER LAMONTAGNE,
Conferees on the Part of the Senate.

L. WALDO BIGELOW, JR.,
FRANK C. SABLUSKI,
HAROLD W. HASKINS,
Conferees on the Part of the House.

On motion of Mr. Bigelow of Warner, the House adopted the report of the Committee of Conference and the joint resolution was sent to the Secretary of State to be engrossed.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled Senate bills:

Senate Bill No. 38, An Act relating to probate courts.

Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to

whom was referred House Joint Resolution No. 55, Joint Resolution in favor of Harvey V. Harrison, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Bouvier of Swanzey, for the Joint Committees on Public Welfare and State Institutions and Executive Departments and Administration, to whom was referred Senate Bill No. 41, An Act relative to trustees of the Laconia State school, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Lamprey of Moultonborough explained the reasons for the committee's report.

Mrs. Hayward of Hanover moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

(Discussion ensued)

The Mesdames Hayward of Hanover, Dondero of Portsmouth, and Brungot of Berlin and Messrs. Pillsbury of Manchester, Pickett of Keene, Bisbee of Derry, Craig of Man-

chester, Rowell of Newport, Comi of Concord and Malley of Somersworth spoke in favor of the motion.

Mrs. Atwood of Sanbornton and Messrs. Cole of Lebanon, O'Shan and Karagianis of Laconia spoke against the motion.

Personal Privilege

The Chair recognized Mr. Karagianis of Laconia on a point of personal privilege.

The question being on the motion to substitute.

Mrs. Currier of Rochester and Mr. McMeekin of Haverhill spoke against the motion.

Mr. Betley of Manchester spoke in favor of the motion.

Mr. Pickett of Keene spoke a second time in favor of the motion.

On a *viva voce* vote the Chair was in doubt and called for a division.

A division being had, 175 members having voted in the affirmative and 145 members having voted in the negative, the motion to substitute prevailed.

The question now being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Dana of Laconia, for the Special Committee consisting of the members from the city of Laconia, to whom was referred House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by inserting after section 1 the following new section:

2. *Definition.* The words "capital expenditure" as used in section 1 shall mean expenditure for the acquisition of land, for the construction, reconstruction, alteration and enlargement or purchase of public buildings, for other public works or improvements of a permanent nature, and for the purchase of departmental equipment of a lasting character.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Special Order at 11:01 o'clock

Mr. McMeekin of Haverhill called for the Special Order on the resolution concerning Memorial Day as printed on page 13 of the Journal for Thursday, May 9.

On a *viva voce* vote the resolution was adopted.

Special Order at 11:02 o'clock

The Chair called for the special order on House Bill No. 358, An Act repealing the provisions setting up the legislative council.

The question being, Shall further consideration of the bill be indefinitely postponed?

Mr. Tiffany of Concord requested a division.

Parliamentary Inquiry

Mr. McMeekin of Haverhill asked the Chair to rule on the debatability of the motion offered yesterday afternoon by Mr. Kearns of Manchester, that further consideration of House Bill No. 358 be made a special order for 11:02 o'clock today.

Speaker's Ruling

The rules clearly state that a motion to postpone to a time certain is debatable, both as to time and subject matter. The Chair will further state that so far as yesterday's Journal reveals, no ruling was made on this subject. It is the opinion of the Chair that under the conditions as they existed at that time he would have ruled that no motion to postpone to a certain day was in order.

Parliamentary Inquiry

Mr. McMeekin of Haverhill further inquired whether or not the debatable motion to postpone further consideration of House Bill No. 358 until 11:02 o'clock today, affected the parliamentary situation resulting from the previous question having been ordered on the motion to indefinitely postpone.

Speaker's Ruling

The motion offered and voted yesterday to make further consideration of House Bill No. 358 a Special Order for 11:02

o'clock today was valid. Irrespective of how the Chair would have ruled, had he been in the Chair at the time, the vote taken and the rulings of the Chair yesterday were not seasonably challenged and accordingly the House is bound by its vote of that time.

The question being on the motion that further consideration of House Bill No. 358 be indefinitely postponed.

A division being had, as requested by Mr. Tiffany of Concord, 189 members having voted in the affirmative and 111 members having voted in the negative, the motion to indefinitely postpone prevailed.

Personal Privilege

The Chair recognized Mr. Green of Manchester and Mrs. Brungot of Berlin on points of personal privilege.

Reconsideration

Mr. Tiffany of Concord moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 358, An Act repealing the provisions setting up the legislative council.

(Discussion ensued)

Mr. McMeekin of Haverhill and Mrs. Brungot of Berlin spoke in favor of the motion.

Mr. Green of Manchester spoke against the motion.

Mr. Pillsbury of Manchester moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion to reconsider.

On a *viva voce* vote the motion to reconsider did not prevail.

Special Order for 11:03 o'clock

Mr. Porter of Lebanon called for the Special Order for 11:03 o'clock on House Bill No. 140, An Act providing for the registration of plumbers.

The question being on the amendment as printed on pages 12 through 16 of the Journal for Wednesday, May 8.

Mr. Porter of Lebanon moved that further consideration of House Bill No. 140 and pending amendment be indefinitely postponed.

Mr. Porter of Lebanon yielded the floor to Mr. Pillsbury of Manchester who moved that the remaining items of business on today's calendar, including House Bill No. 140 and pending motion, be put over until Tuesday, May 21.

On a *viva voce* vote the motion did not prevail.

Mr. Porter of Lebanon moved that the House recess for thirty minutes.

On a *viva voce* vote the motion prevailed, and the House recessed at 1:20 o'clock.

Recess

After Recess

The House reconvened at 1:50 o'clock.

The question being on the motion to indefinitely postpone further consideration of House Bill No. 140.

Mr. Porter of Lebanon spoke in favor of the motion.

Mr. Lamprey of Moultonborough moved that House Bill No. 140 be committed to the Committee on Labor.

Mr. Lamprey of Moultonborough spoke in favor of the motion.

Mr. Pillsbury of Manchester moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being, Shall the bill be committed to the Committee on Labor?

On a *viva voce* vote the motion to commit did not prevail.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

Mr. Dana of Laconia moved that the House reconsider its vote whereby it voted to indefinitely postpone House Bill No. 140.

Messrs. Martel of Manchester, Ward 3, and Mr. Sawyer of Brookfield spoke in favor of the motion.

Mr. Dana of Laconia withdrew his motion to reconsider.

Taken from the Table Under Rule 48

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increas-

ing the state guarantee of municipal bonds issued for the construction of said projects, was taken from the table.

The question being on the amendment as printed in the Journal for Tuesday, May 14, pages 12 and 13.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Committee Report

Mr. Tenney of Chester, for the Joint Committees on Public Health and Agriculture, to whom was referred House Bill No. 343, An Act relative to milk control in the state, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted.

Miss Spollett of Hampstead moved that further consideration of House Bill No. 343 be made a special order for Tuesday, May 21 at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Resolutions

Messrs. Deans of Milford and Bloomfield of Claremont offered the following resolution:

Whereas, the New Hampshire National Guard invited the Legislature to attend the luncheon and inspect their exhibition of equipment at the military arsenal on Wednesday, May 15, which invitation was accepted, therefore be it

Resolved, that we, the members of the House of Representatives wish to thank General McSwiney, The Adjutant General and the New Hampshire National Guard for their kind invitation and to state that the luncheon and exhibition was greatly appreciated by the members, and be it further

Resolved, that the Clerk of the House transmit to General McSwiney a copy of these resolutions.

On a *viva voce* vote the resolution was adopted.

Mr. Craig of Manchester offered the following resolution:

Whereas, the State of New Hampshire, at considerable expense, has caused to be erected the Underwood Memorial Bridge in Hampton, and

Whereas, this bridge was completed in 1949 and in the normal course of events would be free of major repairs for several decades, and

Whereas, for some unknown reason this bridge has suddenly become totally unfit for use, and

Whereas, the House of Representatives may be requested to provide funds for the repair of this bridge, now therefore be it

Resolved, that the Commissioner of the Department of Public Works and Highways be requested to conduct an inquiry concerning the cause of the damage to the bridge and that the result of his inquiry be submitted to the Attorney-General in order that he may determine whether the cost of repairs should be borne by parties other than the State of New Hampshire, be it further

Resolved, that the report of the Commissioner and Attorney-General be made available to the members of this House, and be it further

Resolved, that a copy of this resolution be transmitted to the Commissioner of Public Works and Highways and to the Attorney-General.

The foregoing resolution was referred to the Committee on Public Works.

Mr. Eaton of Stoddard offered the following resolution:

Resolved, that the rules of the House be amended by adding after Rule 47 the following new sub-section:

47-a. When a majority of any committee votes a bill inexpedient to legislate, the chairman of the committee shall announce the same in the Journal and after said bill has been reported inexpedient it shall remain in committee unless and until a majority of the members of the House sign a petition ordering the bill out.

The foregoing resolution was laid on the table, to be taken up in the regular order of business on Wednesday, May 22.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 140, An Act providing for the registration of plumbers.

Mr. Sawyer of Brookfield spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Martel of Manchester, Ward 3, requested a division.

A division being had, 15 members having voted in the affirmative and 195 members having voted in the negative, the motion to reconsider did not prevail.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and third reading of resolutions by caption only; and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following House bills and House joint resolutions were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects.

House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia.

House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady.

House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins.

House Joint Resolution No. 55, Joint Resolution in favor of Harvey V. Harrison.

Senate Bill No. 41, An Act relative to trustees of the Laconia State School, was read a third time.

The question being, Shall the bill pass?

Mr. Karagianis of Laconia requested a division.

Mr. Pillsbury of Manchester spoke in favor of the bill.

A division being had, 103 members voted in the affirmative, and 91 members voted in the negative.

The Chair called for a quorum count by the tellers.

The quorum count revealed that there were 210 members present.

Speaker's Ruling

Although the quorum count reveals that a majority of the members of the House are present, 103 members having voted in the affirmative and 91 members having voted in the negative, two-thirds of the members present did not assent to the passage of Senate Bill No. 41. Accordingly, further consideration of this bill falls into the category of unfinished business to be taken up on Tuesday, May 21 at which time the question before the House will be, Shall the bill pass? At that time the bill will be fully debatable on its merits.

On motion of Mrs. Dondero of Portsmouth the House adjourned at 3:07 o'clock.

The following Financial Data is a *Supplement* to the *House Journal* of Thursday, May 16, 1957

SUMMARY
GENERAL FUND UNAPPROPRIATED SURPLUS
Biennium Ending June 30, 1959
Net Appropriation Basis
(May 9, 1957)

Unappropriated Surplus June 30, 1956			$ 2,937,601.21
Estimated Unrestricted Revenue Current Year			19,892,174.59
Inventory Bond Retirement			214,000.00
Total Available			$23,043,775.80
Total Net Appropriations Current Year		$17,634,211.67	
Less Estimated Lapses		500,000.00	
		$17,134,211.67	
Special Appropriations Passed at Current Session of General Court Effective During Current Year		309,679.20	
Debt Requirements	$1,388,075.00		
Less Refunds, U.N.H. and Keene Teachers' College	244,997.50	1,143,077.50	
Total Outgo			18,586,968.37
Estimated Unappropriated Surplus 6/30/57			$ 4,456,807.43
Estimated Unrestricted Revenue Fiscal 1958			19,624,533.00
Inventory Bond Retirement			214,000.00
Total Available			$24,295,340.43

Total Net Appropriation of HB 416, as introduced in the House		$18,305,891.26	
Allowance for General Fund Salary Increase		1,313,089.00	
Special Appropriations Passed at Current Session of General Court Effective in Fiscal 1958		348,940.64	
Debt Requirements	$1,614,380.00		
Less Refunds, U.N.H. and Keene Teachers' College	241,681.25	1,372,698.75	
Total Outgo			21,340,619.65
Estimated Unappropriated Surplus 6/30/58			$2,954,720.78
Estimated Unrestricted Revenue Fiscal 1959			19,731,985.00
Inventory Bond Retirement			214,000.00
Total Available			$22,900,705.78
Total Net Appropriation of HB 417, as introduced in the House		$18,764,678.93	
Allowance for General Fund Salary Increase		1,313,089.00	
Special Appropriations Passed at Current Session of General Court Effective in Fiscal 1959		101,000.00	
Debt Requirements	$1,595,172.50		
Less Refunds, U.N.H. and Keene Teachers' College	238,365.00	1,356,807.50	
Total Outgo			21,535,575.43
Estimated Unappropriated Surplus June 30, 1959			$ 1,365,130.35

UNRESTRICTED GENERAL FUND REVENUE (ESTIMATED)

For the Fiscal Years Ending June 30th

	Fiscal 1957	Fiscal 1958	Fiscal 1959
General Property Taxes:			
Railroad Companies	$ 443,724.22	$ 425,000.00	$ 425,000.00
Telephone Companies	847,400.00	900,000.00	950,000.00
Other Companies	23,744.04	23,500.00	23,500.00
Special Taxes:			
Legacy	1,700,000.00	1,100,000.00	1,100,000.00
Estate	390,000.00	150,000.00	150,000.00
Gas and Electric Utilities	546,836.00	540,000.00	540,000.00
Other	58,000.00	57,000.00	57,000.00
Tobacco Stamp Tax	3,150,000.00	3,150,000.00	3,150,000.00
$5.00 Head Tax	1,320,000.00	1,320,000.00	1,320,000.00
Business License Taxes:			
Insurance	1,655,000.00	1,704,500.00	1,755,000.00
Beer	1,070,000.00	1,080,000.00	1,080,000.00
Other	98,000.00	99,278.00	100,278.00

	Fiscal 1957	Fiscal 1958	Fiscal 1959
Racing Revenue	2,671,455.58	2,600,000.00	2,600,000.00
Estimated Additional Revenue		400,000.00	400,000.00
Non Business License Taxes	12,200.00	12,400.00	12,600.00
Fees	187,000.00	187,113.00	192,765.00
Penalties and Interest	6,000.00	4,210.00	4,210.00
Rents and Leases	22,146.75	20,132.00	20,132.00
Interest, Premium and Discount	17,000.00	12,500.00	12,500.00
Interest on Funds in U. S. Treasury Bills	38,000.00	25,000.00	25,000.00
From Sale of commodities other than Liquor	13,500.00	14,000.00	14,100.00
Liquor Revenue	4,900,000.00	5,050,000.00	5,050,000.00
Sale of Services	640,000.00	673,000.00	673,000.00
Assessments	76,800.00	75,000.00	75,000.00
Other Revenue	5,368,00	1,900.00	1,900.00
Total Unrestricted Revenue	$19,892,174.59	$19,624,533.00	$19,731,985.00

BILLS AND RESOLUTIONS APPROPRIATING GENERAL FUNDS PASSED BY THE GENERAL COURT at May 9, 1957

		1957	1958	1959
House Bill:				
No. 48	Authorizing an interstate compact relating to flood control of the Merrimack River ..		$ 9,300.00	$ 7,800.00
59	Relative to purchase and distribution of Salk poliomyelitis vaccine by the state	$40,000.00		40,000.00
66	Relating to the salary of the deputy register of probate court for Carroll county		1,100.00	1,100.00
191	To increase salaries of justices of the supreme and superior courts		37,000.00	37,000.00
211	Providing for a deputy commissioner of education		8,300.00	8,600.00
270	Modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits	8,000.00	286,740.64	
361	Providing for an additional appropriation for expenses of the legislature	125,000.00		
428	Providing for a supplemental appropriation for expenses of the legislature	125,000.00		

House Joint Resolution:		1957	1958	1959
No. 3	In favor of Michael P. O'Donnell, Junior	100.00		
5	For special appropriation for vocational rehabilitation	10,000.00		
7	In favor of John T. Keane	225.00		
8	In favor of Theodore F. Von Hagen	125.00		
11	In favor of certain towns in payment of porcupine bounties	738.50		
21	Relative to aerial geophysical survey of portions of the state		5,000.00	5,000.00
30	In favor of the New Hampshire Veterans Association		1,500.00	1,500.00
43	In favor of Fletcher P. Forsyth	490.70		
		$309,679.20	$348,940.64	$101,000.00

Bills passed by the General Court at May 9, 1957 authorizing issuance of bonds to finance appropriations made

House Bill:

No.	1	Providing additional funds for the payment of so-called Korean bonus	$ 950,000.00
	212	Relating to the construction of state armories	380,000.00
	222	For additional appropriation for dormitory for women at the university	124,500.00
			$1,454,500.00

BILLS AND JOINT RESOLUTIONS BEFORE THE GENERAL COURT PROPOSING APPROPRIATIONS OF GENERAL FUNDS

HOUSE BILLS:

No. 35	Re construction of a residence hall at Plymouth teachers college			$675,000.00*
53	Providing for state participation in water pollution control costs through financial aid to municipalities	Fiscal 1958 Fiscal 1959		216,000.00 216,000.00
62	Providing for a veterans memorial to be erected at the Weirs			250,000.00*
65	For county cooperative extension work in agriculture and home economics	Fiscal 1958 Fiscal 1959		20,400.00 20,400.00
117	Create a board of examiners of psychologists and to certify psychologists (passed House, in Senate)			200.00
132	Establishing the militia			825,000.00*
134	To establish uniform, minimum compensation for the maintenance and care of dependent children in homes for children			80,000.00
165	To provide state aid for nursing education	Fiscal 1958 Fiscal 1959		27,500.00 27,500.00

198	Relative to replacements in and extension of the heating plant system at the University of New Hampshire		200,000.00*
216	Relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire		4,150,000.00*
223	Relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income		1,150,000.00*
257	Relative to bounties on porcupines	Fiscal 1958 Fiscal 1959	10,000.00 10,000.00
259	Relative to aquatic nuisance control	Fiscal 1958 Fiscal 1959	7,500.00 7,500.00
271	Appropriating additional sums for aid to school districts and the University of New Hampshire and for increasing the general funds of the state	Fiscal 1958 Fiscal 1959	735,230.00 801,175.00
279	Providing for scholarships at the University of New Hampshire	Fiscal 1958 Fiscal 1959	100,000.00 100,000.00
290	Providing for salaries of unclassified state officials and establishing certain positions	Fiscal 1958 Fiscal 1959	113,902.00 113,902.00

291	Providing for salaries for classified state employees	Fiscal 1958 Fiscal 1959	1,199,187.00 1,199,187.00
314	Relative to salaries of classified and unclassified state employees and officials	Fiscal 1958 Fiscal 1959	782,379.87 782,379.87
317	Relative to an appropriation for matching town funds for airport construction		300,000.00*
333	Relative to mileage allowance for members of the general court	Fiscal 1957 Fiscal 1959	156,000.00 Est. 156,000.00 Est.
363	Relative to unemployment compensation — for lease purchase contract on behalf of the state for an office building for the division of employment security ($125,000.00 of state funds appropriated to be available if funds not available under Title III of Social Security Act.)		
376	Making appropriations for capital improvements and long term repairs for the state of New Hampshire		3,131,321.00*
379	Relative to preparing and distributing a peace officer's manual		3,000.00
384	Relating to taxation in Pittsburgh and Clarksville	Fiscal 1958 Fiscal 1959	12,500.00 12,500.00

388	Establishing the New Hampshire State Port Authority ...	Fiscal 1958 Fiscal 1959	2,000.00 2,000.00
399	To authorize the employment of an additional assistant attorney general and clerical assistance for the law department	Fiscal 1957 Fiscal 1958 Fiscal 1959	3,500.00 12,000.00 13,000.00
408	Increasing the salaries of state employees		2,707,536.00
409	Establishing a state council on the problems of the aging ..		500.00
420	To promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers	Fiscal 1958 Fiscal 1959	3,000.00 1,000.00
421	Making appropriation for the governor's legal counsel		8,000.00

HOUSE JOINT RESOLUTIONS:

No. 18	Relative to lookout tower on Smarts Mountain	Fiscal 1957 Fiscal 1958 Fiscal 1959	4,500.00 3,800.00 3,200.00
19	In favor of Florence Smith (in Committee of Conference) .		232.38

20	For appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents	Fiscal 1958 Fiscal 1959	8,000.00 8,000.00
31	Relative to reconstruction of Fort at Number Four		20,000.00
32	Relative to Hampton beach parking areas		18,000.00
33	Directing the governor to conduct a survey to provide adequate planning for a mental health program		10,000.00
34	In favor of the Franconia Ski Club		2,358.18
35	Relative to control of the Dutch elm disease	Fiscal 1958 Fiscal 1959	50,000.00 50,000.00
36	For the protection of the Old Man of the Mountain		25,000.00
38	Relative to a study of the pollution problem of the Great Bay watershed		20,000.00
39	Relative to a special committee to study the railroad problem in the state		5,000.00
42	For the development of state wayside picnic areas		10,000.00
44	Providing for supplemental appropriation for recreation division of forestry and recreation		58,595.00

45	Relating to improvements to, and a study of, facilities at Echo Lake — Cathedral Ledge State Park in North Conway		15,000.00
46	In favor of Kenneth W. Hayward (passed House, in Senate)		708.25
48	To provide for an inventory of the New Hampshire state library	Fiscal 1958 Fiscal 1959	6,000.00 6,000.00
49	In favor of Mr. and Mrs. A. W. Weigel (passed House, in Senate)		30.00
51	Relative to a continued study of multiple-use of the Lake Massabesic Region		10,000.00
52	In favor of Willard M. Cady		64.25
53	In favor of Warren A. Cole		63.88
54	In favor of Roland E. Jenkins		646.69
55	In favor of Harvey V. Harrison		363.30

SENATE BILLS:

No. 38	Relating to probate courts	Fiscal 1958 Fiscal 1959	2,500.00 2,500.00

45	Providing for a deputy superintendent at Laconia State School	Fiscal 1958 Fiscal 1959	6,420.18 6,696.40
51	Relative to the salaries of the judges of the probate courts	Fiscal 1958 Fiscal 1959	11,200.00 11,200.00
78	Relative to salaries of court stenographers (passed Senate, in House)	Fiscal 1958 Fiscal 1959	7,000.00 7,000.00
79	Relative to employment of an extra court stenographer (passed Senate, in House)	Fiscal 1958 Fiscal 1959	5,500.00 5,500.00
143	To increase the Governor's salary	Fiscal 1958 Fiscal 1959	5,000.00 5,000.00

SENATE JOINT RESOLUTIONS:

No. 2	In favor of Eleanor Marquis (in Committee on Conference)		300.00
5	In favor of J. Wayne Ferns (passed Senate, in House)		3,000.00
6	In favor of Charles F. Macey		3,000.00

* Bill authorizes bonds to finance this appropriation.

May 8, 1957.

Summary of changes in Net Appropriations recommended by the Appropriation Committee of the House in HB 416 and 417 with Net Appropriations recommended by the Governor, as shown in the Budget Book covering the biennium ending June 30, 1959.

	1958	1959
Teachers Retirement:		
Appropriation recommended by Governor	$330,300.75	$355,225.09
Recommended by Appropriation Committee	328,359.61	353,165.83
Reduction under Governor	$ 1,941.14	$ 2,059.26
Page 12 To correct error in summary	$ 1,941.14	$ 2,059.26
Civil Defense:		
Appropriation recommended by Appropriation Committee	$ 32,598.31	$ 33,058.32
Recommended by Governor	28,688.17	28,938.10
Increase over Governor	$ 3,910.14	$ 4,120.22
Page 16 Restored request for Training Officer (Governor's request)	$ 3,910.14	$ 4,120.22

		1958	1959
Insurance:			
Appropriation recommended by Appropriation Committee		$ 64,782.85	$ 60,386.40
Recommended by Governor		64,732.85	60,336.40
Increase over Governor		$ 50.00	$ 50.00
Page 23	To correct error in summary — Travel	$ 50.00	$ 50.00
Adjutant General:			
Appropriation recommended by Governor		$275,419.35	$275,788.47
Recommended by Appropriation Committee		268,359.35	268,728.47
Reduction under Governor		$ 7,060.00	$ 7,060.00
Page 31	Decreased Current Expenses	$ 885.00	$ 885.00
33	Decreased Current Expenses	1,175.00	1,175.00
35	Decreased Current Expenses	3,000.00	3,000.00
40	Took out Travel, drill expense applicable to State Officer Candidate School	5,000.00	5,000.00
	Total reduction in expenditures	$ 10,060.00	$ 10,060.00
Page 30	Reduction in restricted revenue	3,000.00	3,000.00
	Reduction in net appropriation	$ 7,060.00	$ 7,060.00

		1958	1959
State Police:			
Appropriation recommended by Governor		$ 92,028.74	$ 90,747.90
Recommended by Appropriation Committee		92,018.28	90,750.93
Reduction under Governor		$ 10.46	
Increase over Governor			$ 3.03
Page 45	Restored request for Clerk-Typist I new	$ 1,930.24	$ 2,020.20
46	Decreased Current Expenses	—2,000.00	—2,000.00
		—$ 69.76	$ 20.20
Reduce Transfers in		59.30	
Increase Transfers in			—17.17
		—$ 10.46	$ 3.03
Public Utilities Commission:			
Appropriation recommended by Appropriation Committee		$ 77,246.97	$ 77,806.70
Recommended by Governor		77,126.95	77,672.62
Increase over Governor		$ 120.02	$ 134.08
Page 51	Increased amount for Accountant I	$ 120.02	$ 134.08

		1958	1959
Secretary of State:			
Appropriation recommended by Appropriation Committee		$ 72,482.07	$105,337.58
Recommended by Governor		72,302.07	104,707.82
Increase over Governor		$ 180.00	$ 629.76
Page 62	Increase salary — Secretary of State	$ 630.00	$ 630.00
61	Correction in summary	—450.00	—.24
		$ 180.00	$ 629.76
Forestry:			
Appropriation recommended by Appropriation Committee		$216,205.85	$213,981.75
Recommended by Governor		214,215.85	211,935.13
Increase over Governor		$ 1,990.00	$ 2,046.62
Page 71	Increased Current Expenses (Smarts Mt. lookout tower)	$ 100.00	$ 100.00
74	Increased Personal Services (Smarts Mt. lookout tower)	1,890.00	1 946.76
66	Correction in summary		—.80
		$ 1,990.00	$ 2,046.62

	1958	1959
Optometry, Board of Registration in:		
Appropriation recommended by Appropriation Committee	$ 1,150.00	$ 1,150.00
Recommended by Governor	850.00	850.00
Increase over Governor	$ 300.00	$ 300.00
Page 88 Increase in Personal Services	$ $50.00	$ $50.00
88 Increase in Current Expenses	150.00	150.00
88 Increase in Travel	100.00	$100.00
	$ 300.00	$ 300.00
Aeronautics Commission:		
Appropriation recommended by Governor	$ 21,478.60	$ 22,448.60
Recommended by Appropriation Committee	21,478.60	21,948.60
Reduction under Governor	0	$ 500.00
Page 101 Correction in summary	0	$ 500.00

		1958	1959
Mental Hygiene Clinics:			
Appropriation recommended by Governor		$ 60,635.18	$ 59,835.22
Recommended by Appropriation Committee		59,495.18	59,835.22
Reduction under Governor		$ 1,140.00	0
Page 104	Correction in summary	$ 1,140.00	
Attorney General:			
Appropriation recommended by Appropriation Committee		$ 74,051.27	$ 75,343.71
Recommended by Governor		71,781.27	72,253.59
Increase over Governor		$ 2,270.00	$ 3,090.12
Page 110	Increase Court Fees and overtime	$ 500.00	$ 500.00
110	Restored request for Med.-Legal Stenographer I — new	2,470.00	2,590.12
110	Reduced Current Expenses	—175.00	
111	Put in new electric typewriter	575.00	
111	Took out dictating and transcribing equipment	—1,100.00	
		$ 2,270.00	$ 3,090.12

		1958	1959
Probation:			
Appropriation recommended by Appropriation Committee		$173,571.30	$172,542.22
Recommended by Governor		169,698.66	168,468.02
Increase over Governor		$ 3,872.64	$ 4,074.20
Page 121	Restored one probation officer — new	$ 3,877.64	$ 4,074.20
121	Correction in summary	—5.00	
		$ 3,872.64	$ 4,074.20
Tax Commission:			
Appropriation recommended by Appropriation Committee		$232,784.43	$258,545.48
Recommended by Governor		229,193.03	222,344.44
Increase over Governor		$ 3,591.40	$ 36,201.04
Page 145	Took out Clerk-Typist II — new	$—2,290.08	$—2,380.04
145	Took out Property Appraiser I — new	—3,070.08	—3,190.20
145	Took out 3 Property Appraisers I — new	—9,210.24	—9,570.60
145	Took out Timber Tax Appraiser	—3,580.20	—3,760.12
146	Took out Travel	—5,850.00	—6,450.00
146	Took out Willys station wagon — new	—2,700.00	

		1958	1959
142	Put in oasi and retirement	804.72	809.62
151	Put in Forest Conservation Aid		10,000.00
151	Put in Special Aid for Heavily Timbered Towns	2,000.00	23,000.00
144	Decreased revenue estimate	27,477.28	27,742.38
144	Correction in summary	10.00	
		$ 3,591.40	$ 36,201.04
Administration and Control:			
	Appropriation recommended by Appropriation Committee	$571,467.80	$555,918.96
	Recommended by Governor	567,967.80	552,418.96
	Increase over Governor	$ 3,500.00	$ 3,500.00
Page 160	Put in New England Board of Higher Education	$ 3,500.00	$ 3,500.00
Agriculture:			
	Appropriation recommended by Appropriation Committee	$285,192.11	$281,736.84
	Recommended by Governor	275,191.64	272,457.16
	Increase over Governor	$ 10,000.47	$ 9,279.68
Page 175	Restored Clerk Stenographer II	$ 2,830.10	$ 2,830.10
176	Took out electric typewriter	—200.00	
176	Decreased Ford or Chevrolet sedan — new	—200.00	

		1958	1959
178	Increased electric typewriter — new	200.00	
179	Restored Ford or Chevrolet sedan — new	1,600.00	
179	Restored Clerk Stenographer II	3,070.34	3,070.34
184	Increased Economic Poisons	1,000.00	1,000.00
174	Decreased special fund revenue	50.00	50.00
174	Decreased revenue — restricted	2,050.03	2,329.24
174	Correction in summary	—400.00	
		$ 10,000.47	$ 9,279.68
Industrial School:			
	Appropriation recommended by Appropriation Committee	$367,187.42	$359,635.41
	Recommended by Governor	364,687.52	357,135.41
	Increase over Governor	$ 2,499.90	$ 2,500.00
Page 189	Put in Custody of Certain Inmates	$ 2,500.00	$ 2,500.00
185	Correction in summary	—.10	
		$ 2,499.90	$ 2,500.00

	1958	1959
Laconia State School:		
Appropriation recommended by Governor	$909,861.00	$915,248.00
Recommended by Appropriation Committee	882,321.44	883,461.65
Decrease under Governor	$ 27,539.56	$ 31,786.35
Page 198 Decrease Personal Services	$ 210.68	$ 514.10
196 Correction in summary	27,328.88	31,272.25
	$ 27,539.56	$ 31,786.35
State Prison:		
Appropriation recommended by Appropriation Committee	$333,136.19	$331,092.00
Recommended by Governor	331,136.19	329,092.00
Increase over Governor	$ 2,000.00	$ 2,000.00
Page 211 Increase Current Expenses	$ 2,000.00	$ 2,000.00
State Hospital:		
Appropriation recommended by Appropriation Committee	$3,758,173.51	$3,829,034.07
Recommended by Governor	3,755,043.45	3,825,904.01
Increase over Governor	$ 3,130.06	$ 3,130.06

		1958	1959
Page 237	Increase Current Expenses	$ 5,000.00	$ 5,000.00
240	Decrease Current Expenses	—8,000.00	—8,000.00
247	Restore Medical Laboratory Worker — new	3,130.06	3,130.06
249	Put in Maintenance Mechanic	3,000.00	3,000.00
		$ 3,130.06	$ 3,130.06
Public Works and Highways — General:			
	Appropriation recommended by Governor (revised)	$ 57,727.78	$ 59,261.75
	Recommended by Appropriation Committee	56,977.23	58,511.20
	Decrease under Governor	$ 750.55	$ 750.55
Page 256	Increase Personal Services	$ 10,000.00	$ 10,000.00
255	Increase restricted revenue	—10,750.55	—10,750.55
		—$ 750.55	—$ 750.55
Planning and Development:			
	Appropriation recommended by Governor	$323,318.61	$325,716.43
	Recommended by Appropriation Committee	317,318.61	318,924.93
	Decrease under Governor	$ 6,000.00	$ 6,791.50

		1958	1959
Page 263	Decreased Current Expenses	$ 6,000.00	$ 6,000.00
264	Took out Equipment		791.50
		$ 6,000.00	$ 6,791.50

Liquor Commission:

	Appropriation recommended by Appropriation Committee and Governor	0	0
Page 267	Decrease Current Expenses	$ —375.00	$ —375.00
270	Put in Account Clerk I	2,020.20	2,110.16
270	Put in 2 Investigators	6,848.40	7,173.40
270	Increase Travel	1,200.00	1,200.00
271	Increase Equipment	3,500.00	
265	Increase Restricted Revenue	—13,193.60	—10,108.56
		0	0

Health Department:

Appropriation recommended by Governor	$572,435.75	$546,988.50
Recommended by Appropriation Committee	571,637.16	543,242.64
Decrease under Governor	$ 798.59	$ 2,745.86

		1958	1959
Page 280	Increase Current Expenses	$ 1,445.00	$ 1,445.00
283	Restored Auditing Analyst	3,670.16	3,670.16
286	Increase Current Expenses	600.00	
292	Took out Dental Hygienest I	—2,673.28	—2,793.22
292	Restore Dental Hygienest II	3,370.25	3,490.11
295	Decrease Conv. Care and Clinics	—10,000.00	—10,000.00
295	Increase Current Expense — Appliances	3,000.00	3,000.00
296	Increase Current Expense — Hospitalization	4,500.00	4,500.00
297	Decrease Conv. Care and Clinics	—10,000.00	—10,000.00
297	Took out Health Physicist C. D.	—4,585.72	—4,782.91
298	Restore request for Equipment	2,750.00	
300	Took out Laboratory Helper	—3,130.14	—3,130.14
301	Restore Laboratory Assistant — part time	720.00	720.00
305	Put in Comm. Members	350.00	350.00
307	Increase Training of Personnel	2,500.00	2,500.00
275	Reduced Restricted Revenue	1,600.00	1,600.00
275	Reduced Transfers in	4,000.00	4,000.00
276	Reduced Federal grants	685.14	1,685.14
276	Correction in summary	400.00	
		$ —798.59	$—3,745.86

Recreation:		1958	1959
Appropriation recommended by Governor		$ 50,000.00	$ 50,000.00
Recommended by Appropriation Committee		0	0
Decrease under Governor		$ 50,000.00	$ 50,000.00
Page 314	Took out Seasonal Overtime	$—20,000.00	$—20,000.00
314	Decrease Current Expense — Supplies	—2,000.00	
314	Decrease Current Expense — Advertising	—2,000.00	
314	Decrease Current Expense — Rents and Rentals	—1,000.00	
316	Decrease Equipment — 2 ton D. Truck		—3,000.00
316	Decrease Equipment — 4 Boats		—500.00
316	Decrease Equipment — 2 Power mowers		—250.00
316	Decrease Equipment — 1 Hydrox-o-lator incinerator		—250.00
316	Decrease Equipment — Deep freeze (2 units)		—1,000.00
308	Increase Restricted Revenue	—25,000.00	—25,000.00
		$—50,000.00	$—50,000.00

		1958	1959
Recreation — Hampton Parking:			
Appropriation recommended by Appropriation Committee		$ 48,462.50	$ 41,337.50
Recommended by Governor		0	0
Increase over Governor		$ 48,462.50	$ 41,337.50
Page 309	Appropriation to cover difference between total expenditures and restricted revenue	$ 48,462.50	$ 41,337.50
Education:			
Appropriation recommended by Appropriation Committee		$2,703,322.46	$2,911,599.79
Recommended by Governor		2,684,928.47	2,898,924.92
Increase over Governor		$ 18,393.99	$ 12,674.87
Page 323	Restored request for Mult. Operator I — new	$ 2,470.00	$ 2,590.12
324	Increased Travel	400.00	400.00
324	Decreased Other Expenditures	—400.00	—400.00
333	Restored request for Aux. Personal Services	300.00	300.00
336	Restored request for Aux. Personal Services	300.00	300.00
342	Restored request for Education of Deaf	5,000.00	7,500.00
343	Restored request for a New Ass't. Professor	3,910.14	4,120.20
343	Restored request for a New Associate Professor	4,782.96	5,007.60

		1958	1959
343	Increased amount for Boiler Firemen II to provide for 4 instead of 3	800.00	800.00
344	Restored Dietitician	4,300.14	4,300.14
344	Took out Cook — new	—2,380.04	—2,470.00
344	Took out Librarian — new and Nurse — new	—7,220.20	—7,580.30
346	Restored Admin. Assistant I	4,240.16	4,240.16
346	Took out Clerk-Steno III	—3,070.08	
	Changed Clerk-Steno III ($3,070.08 to $2,590.12)		—479.96
353	Put in Scholarships — World War Orphans — required by statute, but omitted from recommended budget	2,700.00	2,700.00
353	Put in Loan fund for Technical Institute as requested by Governor's Legislative Counsel	8,000.00	8,000.00
348	Increased Travel	300.00	300.00
320	Corrections in summary	—6,039.09	—16,953.09
		$ 18,393.99	$ 12,674.87

Amounts to restore because of error in taking out wrong positions:			
Clerk-Steno III taken out in error	$3,070.08		
Acct. Clerk II should have been deleted	2,590.12	$ 479.96	
Clerk-Steno III taken out in error	$3,070.08		
Acct. Clerk II should have been deleted	2,710.24		$ 359.84

		1958	1959
University of New Hampshire:			
Appropriation Recommended by Appropriation Committee		$2,292,217.85	$2,292,217.85
Recommended by Governor		2,220,217.85	2,220,217.85
Increase over Governor		$ 72,000.00	$ 72,000.00
Inserted Extension work in counties		$ 72,000.00	$ 72,000.00
Public Welfare:			
Appropriation recommended by Appropriation Committee		$2,354,009.23	$2,537,236.39
Recommended by Governor		2,344,710.19	2,526,655.11
Increase over Governor		$ 9,299.04	$ 10,581.28
Page 363	Restored Clerk IV	$ 3,850.60	$ 3,850.60
363	Decreased Other Personal Services	—1,000.00	—1,000.00
364	Decreased Current Expenses	—1,000.00	—1,000.00
366	Decreased Current Expenses	—100.00	—100.00
366	Decreased Travel	—50.00	—50.00
367	Decreased Current Expenses	—100.00	—100.00
368	Decreased Current Expenses	—200.00	—200.00
368	Decreased Travel	—50.00	—50.00
370	Decreased Current Expenses	—200.00	—200.00
370	Decreased Travel	—50.00	—50.00

		1958	1959
371	Decreased Current Expenses	—200.00	—200.00
371	Decreased Travel	—25.00	—25.00
372	Decreased Current Expenses	—200.00	—200.00
372	Decreased Travel	—25.00	—25.00
373	Decreased Current Expenses	—600.00	—600.00
373	Restored Attorney I	4,423.54	4,648.18
375	Decreased Current Expenses	—100.00	—100.00
375	Decreased Travel	—25.00	—25.00
376	Decreased Current Expenses	—100.00	—100.00
376	Decreased Travel	—50.00	—50.00
377	Decreased Current Expenses	—100.00	—100.00
377	Decreased Travel	—150.00	—150.00
378	Increased Sight Conservation	6,000.00	6,000.00
362	Error in summary (Expenditures)	.90	
362	Decrease Federal grant	349.00	387.50
362	Increase Restricted Revenue — local	—1,000.00	
366	Error in summary Legislative appropriation		20.00
		$ 9,299.04	$ 10,581.28

		1958	1959
Embalmers Board:			
Appropriation recommended by Appropriation Committee and Governor		0	0
Page 384	Increased Personal Services	$ 750.00	$ 750.00
384	Increased Current Expenses	65.00	65.00
384	Increased Travel	400.00	400.00
383	Increased Restricted revenue and balance	—1,215.00	—1,215.00
		0	0
State Library:			
Appropriation recommended by Appropriation Committee		$ 145,492.30	$ 146,173.70
Recommended by Governor		145,162.38	146,847.72
Increase over Governor		$ 329.92	
Decrease under Governor			$ 674.02
Page 389	Reduce request for Clerk Typist II — 4 hours per day		$ —1,145.04
390	Restored Travel request	$ 150.00	150.00
387	Correction summary — Personal Services	179.92	1,285.02
387	Correction summary — Equipment		36.00
387	Correction summary — Other		—1,000.00
		$ 329.92	$ —674.02

Fish and Game Department:		1958	1959
Appropriation recommended by Appropriation Committee and Governor		0	0
Page 397	Increase to cover spraying and fencing	$ 650.00	$ 650.00
398	Increased Personal services	2,550.59	
399	Increased Travel	26,880.00	26,880.00
399	Eliminated 38 cars (new)	—66,500.00	
400	Increased Current expenses	1,000.00	1,000.00
400	Increased Travel	200.00	200.00
402	Increased Current expenses	7,000.00	7,000.00
405	Restored request for 2 Biologist I	5,900.66	6,260.24
405	Restored request for Fish and Game Dist. and Mgr.	3,065.14	3,195.66
405	Increased other personal services	3,000.00	4,000.00
405	Restored reduction in Current expenses	5,000.00	4,000.00
406	Restored reduction in Equipment	5,000.00	
394	Revision in Restricted revenue and balance	6,253.61	—53,185.90
		0	0

TUESDAY, MAY 21, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O God our Father, Thou Who alone knowest what lies before us this day, we are in special need of Thy help when we are honestly perplexed and are not sure what to do. In our choices, let us not ask: "Will it work?" but rather, "Is it right?" Wilt Thou forgive us, that we are so anxious in all we say and do, to have the approval of men, that we forget that it is *Thy* approval that brings us peace of mind and clear conscience, Make us aware of the record *Thou* art writing — the record that one day will be read by the Judge of all the universe. Lord Jesus, we know of no better way to begin the work of another week than by rededicating our lives to Thee, praying for Thy grace and Thy help to *do* better and to *be* better. Through Jesus Christ. Amen.

Salute to the Flag

Mr. Terrill of Keene led the Convention in the salute to the flag.

House

Introduction of Guest

The Chair introduced former Representative Arthur Simonds of Lancaster, as a guest of the House sponsored by Messrs. Swett and Cornelius of Lancaster.

Leaves of Absence

Mrs. Currier of Rochester was granted a leave of absence for the day on account of important business.

Mr. Farr of Keene was granted a leave of absence for today and tomorrow on account of important business.

Mrs. Ayer of Pittsfield was granted a leave of absence for the week on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By the Committee on Rules (Mr. Congdon of Troy), House Bill No. 433, An Act relative to Troy water works. To the Committee on Municipal and County Government.

By the Committee on Rules (Mr. Francoeur of Middleton), House Bill No. 434, An Act changing the name of a pond in the town of Middleton. To the Committee on Resources, Recreation and Development.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 149, An Act relative to the appropriation of money at town meetings.

Senate Bill No. 160, An Act relating to judgments rendered in Canadian courts.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 160, An Act relating to judgments rendered in Canadian courts. To the Committee on Judiciary.

Senate Bill No. 149, An Act relative to the appropriation of money at town meetings. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 431, An Act legalizing a meeting of the Hillsborough county convention held March 25, 1957.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly.

House Bill No. 413, An Act legalizing the school district meeting held in Hudson on March 16, 1957.

House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol village fire precinct.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendment to the following entitled bill:

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendment offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 78, An Act relative to salaries of court stenographers.

Committee Reports

Mr. Rollins of Alton, for the Committee on Education, to whom was referred House Bill No. 303, An Act relative to educational facilities for intellectually retarded children, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Intellectually Retarded Children.* Amend RSA 186 by inserting after section 50 the following new subdivision:

Intellectually Retarded Children

186:50-a. *Educational Facilities.* Any child under the age of twenty-one years and who is at least three years mentally retarded and capable of profiting from instruction may be provided transportation and have his tuition paid to special classes or schools organized for this type of instruction which are approved by the state board of education and to which assignments are made by the school board.

186:50-b. *Teachers.* A school board may in accordance with rules and regulations of the state board employ a teacher or teachers to offer instruction to intellectually retarded children. Eligibility for this type of special education shall be determined by the school board under regulations promulgated by the state board of education.

186:50-c. *Expenses.* The expenses incurred by a school board in administering the law in relation to education for the intellectually retarded children shall be paid by the district in which the case arises.

2. *Takes Effect.* This act shall take effect as of July 1, 1958.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 303 was laid upon the table for printing of the amendment, to be taken up in the regular order of business on Thursday, May 23.

Committee Reports

Mr. Vaughan of Newport, for the Joint Committees on Education and Public Health, to whom was referred House Bill No. 130, An Act to clarify the relationship between the Board of Nursing Education and Nurse Registration and the State Department of Education and to provide for the acceptance of federal aid for practical nurse training, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Eastman of Kensington moved that further consideration of House Bill No. 130 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Mr. Eastman of Kensington spoke in favor of the motion.

Messrs. Willey of Campton and Vaughan of Newport spoke against the motion.

Notice of Reconsideration

Mr. Craig of Manchester served notice that today or some subsequent day he will move that the House reconsider its vote whereby it ordered to a third reading Senate Bill No. 41, An Act relative to trustees of the Laconia State School.

The question being on the motion to indefinitely postpone further consideration of House Bill No. 130.

Messrs. Sawyer of Brookfield and Pillsbury of Manchester and Mrs. Dondero of Portsmouth spoke against the motion.

Mr. Eastman of Kensington spoke a second time in favor of the motion.

Mr. Eaton of Stoddard spoke against the motion.

On a *viva voce* vote the motion to indefinitely postpone did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Metcalf of Tilton, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 92, An Act relative to certain transfers from the employees' retirement system to the firemen's retirement system, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 136, An Act relative to the acceptance of gifts to the state library for library purposes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Prescott of Brentwood, for the Committee on Municipal and County Government, to whom was referred House Bill No. 394, An Act relative to the abatement of taxes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Special Order for 11:01 O'Clock

Miss Spollett of Hampstead called for the Special Order on House Bill No. 343, An Act relative to milk control in the state.

The question being on the resolution of the committee that the bill is inexpedient to legislate.

Mr. Batchelder of Deerfield moved that the words "Ought to pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

(Discussion ensued)

Mr. Batchelder of Deerfield spoke in favor of the motion.

(Mr. Angus of Claremont in the Chair)

Miss Spollett of Hampstead and Mr. Robertson of Gilmanton spoke against the motion.

(Speaker in the Chair)

Mr. Gay of New London spoke in favor of the motion.

Mrs. Frizzell of Charlestown and Mr. Oliver of Marlborough spoke against the motion.

At 12:43 o'clock the Chair declared a recess until 1:15 o'clock.

Recess

After Recess

The House reconvened at 1:15 o'clock.

The question being on the motion to substitute.

(Discussion ensued)

Messrs. Littlehale of Durham, Bragdon of Amherst, Davis of Conway, Sawyer of Brookfield, Townsend of Lebanon and Chandler of Bartlett spoke against the motion.

Messrs. Monahan of Hanover, Cole of Lebanon, Craig of Manchester and Betley of Manchester spoke in favor of the motion.

Mr. Pillsbury of Manchester moved that further consideration of House Bill No. 343 be indefinitely postponed.

Mr. McMeekin of Haverhill spoke against the motion.

The question being on the motion to indefinitely postpone.

Mr. Batchelder of Deerfield requested a division.

A division being had, 132 members voted in the affirmative and 138 members voted in the negative.

Mr. Pillsbury of Manchester demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 142

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Nickerson of Goffstown, Poore, Adams of Greenfield, Picker-

ing, Williams of Hollis, Abbott, Gallagher, Paul, Pillsbury, Clancy, Healy of Manchester, Ward 6; Eaton of Mason, Peaslee of Merrimack, Deans, Hutchinson, Cooper, Ramsdell, Record, Latour, Thompson of New Ipswich, Dutton, Eastman of Weare.

CHESHIRE COUNTY: Clark of Harrisville, Spofford, Terrill, Winch, McCullough, Bennett, Brown of Keene, Codding, Faulkner, Tolman, Yardley, Kershaw, Congdon, Galloway, Terry.

SULLIVAN COUNTY: Frizzell, Bloomfield, Brown of Newport, Rowell, Chivers, Crane.

GRAFTON COUNTY: Pryor, Stevenson, Peabody, Bradley, Hayward, Larty, Chamberlain, Porter, Townsend, Whipple, Martin, Bell, Loizeaux, Sawyer of Woodstock.

COOS COUNTY: Fortier, Sheridan, Brungot, Christiansen, Gagnon, Lacasse of Berlin, Alls, Rix, Graham of Gorham, Swett of Lancaster, Richardson, Taylor.

ROCKINGHAM COUNTY: Griffin, Shattuck, Clark of Derry, Gay of Derry, Nickerson of East Kingston, Blair, Eastman of Exeter, Eldredge, Spollett, Sanborn of Hampton Falls, Eastman of Kensington, Parmenter, Cheney of Newton, Palmer, Sadler, Wood, Hayes, Murch, Blaisdell, Haigh, Peever, Willis.

STRAFFORD COUNTY: Leighton, Wiggin of Dover, Littlehale, Stearns, Drew, Moulton, St. Pierre, Clement.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Lord, Robertson, McCarthy, Simoneau, Tilton, Karagianis, Lucier, Dana, Varrell, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Lamprey, Claflin.

MERRIMACK COUNTY: Vaughn of Bow, Turner, Bates, Henry, Barnard, Cilley, Maxham, Mahoney, Bunten, Nutter, Leonard, Carpenter, Mason, Mulaire, Thibeault of Pembroke, Young, Chadwick, Bigelow.

Nays, 137

HILLSBOROUGH COUNTY: Hambleton, Fortin, Crosby, Warren, Ainley, Green, Pettigrew, Danforth, Geisel, Robb, Dwyer, Martel of Manchester, Ward 3; Nerbonne, Sullivan,

Kelley of Manchester, Nolan, Winston, Betley, Douville, Walsh, Ecker, O'Connor, Leclerc of Manchester, Ward 7; Tessier, Champagne, Craig, Delisle, Morris, King, Lafond, Dion of Manchester, Crowley, Falconer, Thibault of Nashua, Trombly, Brosnahan, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Sweeney, Bouley, Dugas, Sabluski, Street.

CHESHIRE COUNTY: Washburn, Post, Pike, Smith of Hinsdale, Gordon, Haley, Wheeler, Ostlund, Eaton of Stoddard, Swett of Sullivan, Bouvier, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bradbury, Monblo, Nahil, Desnoyer, Riley, Karr of Newport, Vaughan of Newport.

GRAFTON COUNTY: Bucklin, Plumer, Willey, Graham of Canaan, Williams of Grafton, Nettleton, Duke, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Jones, Kelley of Littleton, Haskins, Anderson.

COOS COUNTY: Dussault, Roy, Heath, Bushey, Herson, Placy.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Persson, Batchelder, Bisbee, Stancik, Merrill, Rathbone, Battles, Carter, Dondero, Foote, Joyce, Wardwell, Russell of Portsmouth, Philbrick, Felch.

STRAFFORD COUNTY: Berry, Desjardins, LaBonte, Webb, Brown of Durham, Maxfield, Nelson of Rochester, Valliere, Malley.

BELKNAP COUNTY: Matheson, Morin, Metcalf.

CARROLL COUNTY: Willmott, Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Kenevel, Moore, Allen, Lafford, Cheney of Concord, Gibson, Saltmarsh, Walker, Comi, Rufo, Sargent, Burke of Franklin, DuDevoir, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman.

Pairs

Mr. Saunders of Nashua voting Yes, paired with Mr. Casey of Manchester voting no.

Mr. LeClerc of Manchester, Ward 14, voting Yes, paired with Mr. Hebert, Manchester, Ward 8, voting No.

Mr. Rolfe of Rochester voting Yes, paired with Mr. Hurley of Manchester voting No.

Mr. Davis of Cornish voting Yes, paired with Mr. Philibert of Manchester voting No.

Miss Collyer of Lisbon voting Yes, paired with Mr. Gauthier of Manchester voting No.

Mr. Perkins of Nottingham voting Yes, paired with Mr. Belcourt of Nashua voting No.

Mr. Tenney of Chester voting Yes, paired with Mr. Pickett of Keene voting No.

Mr. Cornelius of Lancaster voting Yes, paired with Mr. Merrifield of Sunapee voting No.

Mr. Tiffany of Concord abstained from voting under Rule 17.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 343, An Act relative to milk control in the state.

Mr. Betley of Manchester requested a division.

A division being had, 101 members voted in the affirmatime, and 156 members voted in the negative.

The Chair called for a quorum count by the Tellers.

The quorum count revealed that there were 274 members present and on the division vote the motion to reconsider did not prevail.

Mr. Betley of Manchester demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 109

HILLSBOROUGH COUNTY: Hambleton, Crosby, Green, Danforth, Robb, Dwyer, Martel of Manchester, Ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Douville, Walsh, Ecker, O'Connor, LeClerc of Manchester, Ward 7, Tessier, Champagne, Craig, Delisle, Morris, King, Dion of Manchester, Crowley, Falconer, Thibault, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Sweeney, Dugas, Sabluski, Street.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Haley, Wheeler, Pickett, Ostlund, Eaton of Stoddard, Swett of Sullivan, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bradbury Monblo, Desnoyer, Riley, Karr of Newport, Vaughan of Newport, Merrifield.

GRAFTON COUNTY: Stevenson, Bucklin, Plumer, Willey, Graham of Canaan, Williams of Grafton, Nettleton, Duke, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Jones, Kelley of Littleton, Haskins, Anderson.

COOS COUNTY: Dussault, Roy, Heath, Bushey, Placey.

ROCKINGHAM COUNTY: Persson, Batchelder, Stancik, Rathbone, Dondero, Foote, Wardwell, Russell of Portsmouth.

STRAFFORD COUNTY: Connell, Brown of Durham, Maxfield, Nelson of Rochester, Valliere.

BELKNAP COUNTY: Matheson, Metcalf.

CARROLL COUNTY: Willmott, Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Kenevel, Allen, Lafford, Gibson, Saltmarsh, Walker, Mahoney, Comi, Rufo, Sargent, Burke of Franklin, Gay of New London, Wilman.

Nays, 172

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Nickerson of Goffstown, Poore, Adams of Greenfield, Fortin, Pickering, Williams of Hollis, Abbott, Gallagher, Paul, Warren, Ainley, Pettigrew, Geisel, Pillsbury, Healy of Manchester, Ward 6, Eaton of Mason, Peaslee of Merrimack, Deans, Hutchinson, Cooper, Ramsdell, Saunders, Record, Brosnahan, Latour, Thompson of New Ipswich, Dutton, Eastman of Weare.

CHESHIRE COUNTY: Post, Clark of Harrisville, Spofford, Terrill, Winch, McCullough, Bennett, Brown of Keene, Codding, Faulkner, Tolman, Yardley, Bouvier, Kershaw, Congdon, Galloway, Terry.

SULLIVAN COUNTY: Frizzell, Bloomfield, Nahil, Davis of Cornish, Brown of Newport, Rowell, Chivers, Crane.

GRAFTON COUNTY: Pryor, Peabody, Bradley, Hayward, Larty, Chamberlain, Porter, Townsend, Whipple, Martin, Bell, Loizeaux, Sawyer of Woodstock.

COOS COUNTY: Fortier, Sheridan, Brungot, Christiansen, Gagnon, Lacasse of Berlin, Alls, Rix, Graham of Gorham, Swett of Lancaster, Hersom, Richardson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Prescott, Shattuck, Bisbee, Clark of Derry, Gay of Derry, Nickerson of East Kingston, Blair, Eastman of Exeter, Eldredge, Merrill, Spollett, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Parmenter, Cheney of Newton, Carter, Palmer, Sadler, Wood, Hayes, Murch, Joyce, Blaisdell, Philbrick, Haigh, Peever, Willis, Felch.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, Desjardins, LaBonte, Littlehale, Stearns, Drew, Moulton, Rolfe, St. Pierre, Clement, Malley.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Lord, Robertson, McCarthy, Morin, Simoneau, Tilton, Karagianis, Lucier, Dana, Varrell, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Lamprey.

MERRIMACK COUNTY: Vaughn of Bow, Moore, Turner, Bates, Henry, Cheney of Concord, Barnard, Cilley, Maxham, Mahoney, Bunten, Nutter, Leonard, Carpenter, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Jenkins, Thibeault of Pembroke, Young, Chadwick, Bigelow.

Mr. Tiffany of Concord abstained from voting under Rule 17.

And the motion to reconsider did not prevail.

Taken from the Table Under Rule No. 48

House Bill No. 345, An Act establishing the advisory committee on shore fisheries, was taken from the table.

The question being on the amendment as printed on page 12 of the Journal for Wednesday, May 15.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle, was taken from the table.

The question being on the amendment as printed on page 11 of the Journal for Wednesday, May 15.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Committee References

The resolution offered by Mr. Eaton of Stoddard amending the rules of the House, as printed on page 14 of the Journal for Thursday, May 6, was referred to the Committee on Rules.

A resolution received from Keene City Council was read by the Clerk and referred by the Chair to the Committee on Resources, Recreation and Development.

Proposed Amendment

The Chair ordered the following proposed amendment to Senate Bill No. 41, An Act relative to trustees of the Laconia State School, to be printed in today's Journal.

Amend said bill by inserting after section 1 the following new section:

2. *Additional Member for Board of Trustees for Laconia State School.* Amend RSA 10 by inserting after section 2-a as hereinbefore inserted the following new sections: 10:2-b. *Number of Trustees.* There shall be a board of eight trustees for the Laconia state school the appointed members of which shall serve without pay but shall be allowed their reasonable expenses. Seven members of said board shall be appointed by the governor and council for terms of six years each. Vacancies in said board shall be filled by the governor and council for the unexpired terms.

3. *Repeal.* Such parts of RSA 10:2 relative to trustees of institutions, as affects the Laconia state school, which may be inconsistent with the provisions of section 2 are hereby repealed to the extent of such inconsistency.

4. *New Appointee.* Upon the passage of this act the governor and council shall appoint a new member of the board of trustees of the Laconia state school for a term of six years from June 30, 1957, and thereafter in every sixth year there shall be appointed two members of said board of trustees.

Further amend said bill by renumbering sections 2 and 3 to read sections 5 and 6.

On motion of Mr. Betley of Manchester the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle,

House Bill No. 345, An Act establishing the advisory committee on shore fisheries.

House Bill No. 130, An Act to clarify the relationship between the Board of Nursing Education and Nurse Registration and the State Department of Education and to provide for the acceptance of federal aid for practical nurse training.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 136, An Act relative to the acceptance of gifts to the state library for library purposes.

Senate Bill No. 92, An Act relative to certain transfers from the employees' retirement system to the firemen's retirement system.

On motion of Mrs. Miner of Meredith the House adjourned at 3:54 o'clock.

WEDNESDAY, MAY 22, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Oliver C. Northcott, Pastor of the United Church of Christ, Penacook.

O God, Grant and continue unto us legislators and leaders who have themselves been taught the wisdom of the Kingdom of Christ. Endow all members of this legislature with right understanding, a pure purpose and sound speech; enable them to rise above all self-seeking and party zeal into the larger sentiments of public good and human brotherhood. Inspire us

with calmness and self-restraint and the endeavor to do Thy will on earth as it is in heaven. Amen.

Salute to the Flag

Mr. Alls of Colebrook led the Convention in the salute to the flag.

Concert

The Joint Convention was entertained by several selections rendered by the Keene State Teachers' College Glee Club, under the direction of Dr. Dennis Kiely, director of music at Keene Teachers' College.

On motion of Senator Horner of District No. 3, the Convention rose.

House

Introduction of Guests

The following were introduced as guests of the House:

Former Representative Sydney Converse of Claremont, sponsored by the Claremont Delegation.

A group from the Newton Memorial School, sponsored by Mr. Cheney of Newton.

A group from Franklin Elementary School, sponsored by Mr. Broadhurst of Franklin.

Mrs. Katherine Lee, former Representative from Dublin and former State Senator from the 11th District, sponsored by Mrs. Tolman of Nelson.

The graduating class of the Litchfield Grammar School, sponsored by Messrs. Abbott, Gallagher and Paul of Hudson.

Thirty-six students of the 7th and 8th grades of Atkinson Academy accompanied by Mr. Charles B. Yeaton, Mrs. Grace M. Hurteau, Mrs. Anita H. Hamilton, Mrs. Evelyn J. Sawyer, Mr. Philo A. Hutchinson, Mrs. Margaret F. Kinney, Mrs. Margaret E. Wood and former Representative Harry B. Tuttle, all sponsored by Mr. White of Atkinson.

Leave of Absence

Mr. Brown of Strafford was granted a leave of absence for the day on account of important business.

Introduction of House Joint Resolution

The following House joint resolution was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Jones of Lebanon and Mrs. St. Pierre of Rochester, House Joint Resolution No. 56, Joint Resolution in favor of Angeline M. St. Pierre. To the Committee on Appropriations.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

Senate Bill No. 131, An Act relating to building and loan associations.

Senate Bill No. 145, An Act relative to salary of Strafford county solicitor.

Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 145, An Act relative to salary of Strafford County solicitor. To the Committee on Municipal and County Government.

Senate Bill No. 109, An Act relative to hearings before the personnel commission. To the Committee on Executive Departments and Administration.

Senate Bill No. 131, An Act relating to building and loan associations. To the Committee on Banks.

Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 119, An Act prohibiting certain lights along a highway.

House Bill No. 121, An Act relating to municipal water works.

House Bill No. 237, An Act extending road in Warner.

House Bill No. 318, An Act relative to establishing a road through Wadleigh park in Sutton as a recreational road.

House Bill No. 330, An Act relative to balloting for town manager.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Fur-bearing Animals; Open Season.* Amend RSA 210:1 (supp) as amended by 1955, 65:1 and 97:1 by striking out said section and inserting in place thereof the following: *Otter, Mink, etc.* Otter, mink, skunk, or muskrat may be taken and possessed from October twentieth to February first in Coos County. Otter, mink, skunk, or muskrat may be taken and possessed from November first to February first in all the other counties of the state. In addition to the above open seasons otter may be taken and possessed at any time when and any place where the director has declared an open season as provided in section 5.

On motion of Mr. Bisbee of Derry the House concurred in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 132, An Act establishing the militia.

Amend the section numbered 110-A:1 as inserted by section 1 of said bill by inserting at the end thereof the following new paragraph: V. When authorized by the laws and regulations of the United States, there shall be an additional division of the organized militia to be known as the New Hampshire naval militia.

Amend the section numbered 110-A:15 as inserted by section 1 of said bill by adding at the end thereof the words, when authorized by the laws and regulations of the United States such personnel may include females, so that said section as amended shall read as follows: 110-A:15. *Army National Guard.* The army national guard shall comprise the army units which are a part of the New Hampshire national guard at the time of the enactment of this chapter and such other army units as may be organized hereafter, including the personnel who are enlisted, appointed or commissioned therein. When authorized by the laws and regulations of the United States such personnel may include females.

Amend the section numbered 110-A:16 as inserted by section 1 of said bill by adding at the end thereof the words, when authorized by the laws and regulations of the United States such personnel may include females, so that said section as amended shall read as follows: 110-A:16. *Air National Guard.* The air national guard shall comprise the air units which are a part of the New Hampshire national guard at the time of the enactment of this chapter and such other air units as may be organized hereafter, including the personnel who are enlisted, appointed or commissioned therein. The light aviation units of the army national guard shall not be considered air units within the meaning of this chapter. When authorized by the laws and regulations of the United States such personnel may include females.

Amend the section numbered 110-A:67 as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following: 110-A:78. *Insurance.* The adjutant-general is authorized to effect such insurance upon property of the United States, in the hands of the state for the use of the national guard, as he may deem advisable. The governor, with the advice and consent of the council, is authorized to draw his warrant upon any money in the treasury available for military purposes, or not otherwise appropriated, for such sums as may be necessary to carry out the provisions of this section.

Further amend said bill by striking out the words "as of July 1, 1957" in section 4 and inserting in place thereof the

words, upon its passage, so that said section as amended shall read as follows:

4. *Takes Effect.* This act shall take effect upon its passage.

Amend paragraph II of the section numbered 110-A:7 as inserted by section 1 of said bill by striking out the entire paragraph and inserting the following: II. Officers detailed from the national guard shall retain their existing rank, and shall remain subject to duty except as their services may be required by the governor as members of his staff. Officers or enlisted men or former officers or enlisted men appointed from the Army, Navy, Marine Corps, Coast Guard or Air Forces, or the various military reserve corps, shall be of the rank held or last held by them in these organizations, except that if the rank last held by a former member of the army, marine corps or air forces is lower than major, such former member shall be commissioned in the rank of major; and that if the rank last held by a former member of the navy or coast guard is lower than lieutenant-commander, such former member shall be commissioned in the rank of lieutenant-commander. Except as provided above, civilians appointed to the military staff of the governor shall be commissioned in the rank of major or its naval equivalent, and shall not thereby be exempted from military duties. The twelve aides-de-camp shall hold office during the pleasure and not exceeding the term of office of the governor.

The Clerk began to read the amendment.

On motion of Mr. Green of Manchester further reading of the amendment was dispensed with.

On motion of Mr. Green of Manchester the House concurred in the amendments sent down from the Honorable Senate.

Committee Reports

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred House Bill No. 421, An Act making appropriation for the governor's legal counsel, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Joint Committees on Education and Public Health, to whom was referred House Bill No. 165, An Act to provide state aid for nursing education, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 383, An Act providing for retirement benefits for widows and mothers of policemen, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred Senate Bill No. 107, An Act relative to a special account for use by the fish and game director, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Tolman of Nelson, for the Committee on Fish and Game, to whom was referred House Bill No. 366, An Act extending the power of the director of fish and game to making regulations for the taking of wild deer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wood of Portsmouth, for the Committee on Public Health, to whom was referred Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state regional medical needs board, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred Senate Bill No. 11, An Act relative to certificates as to payment of legacy taxes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brown of Strafford, for the Special Committee consisting of the members from the county of Strafford, to whom was referred Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 135, An Act relative to income tax, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution of the committee.

Mr. Duke of Hanover spoke against the resolution.

On a *viva voce* vote the resolution of the committee was adopted.

Reconsideration

Mr. Craig of Manchester moved that the House reconsider its vote whereby it ordered to a third reading Senate Bill No. 41, An Act relative to the trustees of the Laconia State School.

The question being on the motion.

(Discussion ensued)

Messrs. Craig of Manchester, Lamprey of Moultonborough, Pillsbury of Manchester, Pickett of Keene, McMeekin of Haverhill, Karagianis of Laconia and Miss Loizeaux of Plymouth spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider prevailed.

The question being, Shall the bill be read a third time?

Mr. Lamprey of Moultonborough offered the following amendment to Senate Bill No. 41:

Amend said bill by inserting after section 1 the following new sections:

2. *Additional Member for Board of Trustees for Laconia State School.* Amend RSA 10 by inserting after section 2-a as hereinbefore inserted the following new sections: 10:2-b. *Number of Trustees.* There shall be a board of eight trustees for the Laconia state school the appointed members of which shall serve without pay but shall be allowed their reasonable expenses. Seven members of said board shall be appointed by the governor and council for terms of six years each. Vacancies in said board shall be filled by the governor and council for the unexpired terms.

3. *Repeal.* Such parts of RSA 10:2 relative to trustees of institutions, as affects the Laconia state school, which may be inconsistent with the provisions of section 2 are hereby repealed to the extent of such inconsistency.

4. *New Appointee.* Upon the passage of this act the governor and council shall appoint a new member of the board of trustees of the Laconia state school for a term of six years from June 30, 1957, and thereafter in every sixth year there shall be appointed two members of said board of trustees.

Further amend said bill by renumbering sections 2 and 3 to read sections 5 and 6.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill moved that the rules of the House be so far suspended as to put Senate Bill No. 41 on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed and the bill was read a third time, passed and sent to the Senate for concurrence in the amendment.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed Senate Bill No. 41, An Act relative to the trustees of the Laconia State School.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has voted to request the House of Representatives to return the following entitled bill for further consideration:

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

On motion of Mr. McMeekin of Haverhill the House voted to accede to the request of the Honorable Senate and Senate Bill No. 109 was returned to the Senate for further consideration.

Reports of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

House Bill No. 192, An Act relating to fraudulent checks issued in payment for services.

House Bill No. 254, An Act relative to transportation of so-called Christmas trees.

House Bill No. 413, An Act legalizing the school district meeting held in Hudson on March 16, 1957.

House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol Village fire precinct.

Senate Bill No. 38, An Act relating to probate courts.

Senate Bill No. 78, An Act relatve to salaries of court stenographers.

Senate Bill No. 94, n Act relative to the Wolfeboro Village Fire Precinct.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills and Senate joint resolution:

House Bill No. 221, An Act relative to the Laconia Home for the Aged.

House Bill No. 431, An Act legalizing a meeting of the Hillsborough County Convention.

Senate Joint Resolution No. 2, Joint Resolution in favor of Eleanor Marquis.

The reports were accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county.

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds.

Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places.

Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state regional medical needs board.

Senate Bill No. 107, An Act relative to a special account for use by the fish and game director.

House Bill No. 421, An Act making appropriation for the governor's legal counsel, was read a third time, passed and sent to the Senate for concurrence.

On motion of Mrs. Nutter of Epsom the House adjourned at 12:37 o'clock.

THURSDAY, MAY 23, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father in heaven, as we are now united in our praying together, so may we be united in our working together, that, as a team, we may be doing Thy will together. Wilt Thou create new warmth and love between the members of the House and Senate and those who work with them, that they may all go at their work in mutual reverence and respect of each other. In an atmosphere of team spirit, give them freedom to debate honestly without tension, to differ sincerely without rancor, and to know the great strength and unity that come to those who seek and find Thee in the privacy of their hearts. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mr. Barnard of Concord led the Joint Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the 8th grade of the Rumney Elementary school as guests of the House, sponsored by Mr. Barney of Rumney.

Leaves of Absence

Messrs. Saltmarsh of Concord and Maxfield of Rochester were granted leaves of absence for the day on account of illness.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Danforth of Manchester, House Bill No. 435, An Act to abolish the personnel commission. To the Committee on Executive Departments and Administration.

Committee Report

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 41, Joint Resolution providing for supplemental appropriation for

recreation division of forestry and recreation, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of fifty eight thousand five hundred ninety five dollars ($58,595) or so much thereof as may be necessary, is hereby appropriated for the recreation division of the forestry and recreation department for the fiscal year ending June 30, 1957. The appropriation hereunder shall be a charge upon the general funds of the state. Provided, however, that if the total revenue for the current fiscal year plus the balance brought forward July 1, 1956 shall exceed eight hundred thirty eight thousand nine hundred and thirteen dollars ($838,913) then such excess shall lapse into the general funds and shall not be available for further expenditures by said department, notwithstanding the footnote relative to the said recreation division as provided in 1955:339.

The report was accepted.

The question being on the amendment.

Mr. Chandler of Bartlett explained the amendment and spoke in favor of it.

Mr. Plumer of Bristol spoke in favor of the amendment.

On a *viva voce* vote, the amendment was adopted, and the joint resolution was ordered to a third reading.

On motion of Mr. Walker of Concord the rules were so far suspended as to put House Joint Resolution No. 44 on third reading and final passage by caption only at the present time.

The joint resolution was read a third time, passed and sent to the Senate for concurrence.

Taken from the Table Under Rule 48

House Bill No. 303, An Act relative to educational facilities for intellectually retarded children, was taken from the table.

The question being on the amendment as printed on pages 5 and 6 of the Journal for Tuesday, May 21.

On a *viva voce* vote, the amendment was adopted, and the bill ordered to a third reading.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for drinking.

Senate Bill Read and Referred

Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for drinking, was read a first and second time, laid upon the table and referred to the Committee on Public Health.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 223, An Act relating to conduct after a motor vehicle accident.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Giving Notice.* Amend RSA 262:23 by striking out the same and inserting in place thereof the following: 262:23. *Conduct After Accident.* Any person who is the operator of a motor vehicle who is knowingly involved in any accident which results in death, personal injury or damages to property, shall forthwith bring his vehicle to a stop, return to the scene of the accident, give to the operator of any other motor vehicle involved in said accident, and to the person injured, or the owner of the property damaged, his name and address, the number of the driver's license, the registration number of the motor vehicle and the name and address of each occupant threof. If by reason of injury, absence or removal from the place of the accident, or other cause, such injured person, or operator of such other motor vehicle, or owner of the property damaged, or any of them, is unable to understand or receive the information required hereunder, such information shall be given to any uniformed police officer arriving at the scene of the accident or immediately to a policeman at the nearest police station. Any person operating a motor vehicle

which is in any manner involved in an accident in which any person is injured or killed, or resulting in damage to property in excess of fifty dollars, shall within forty-eight hours after such accident report in writing to the commissioner the facts required hereunder together with a statement of the circumstances of the accident; provided, however, that voluntary intoxication shall not constitute a defense in the matter of knowledge under the provisions of this section. Such report, the form of which shall be prescribed by the commissioner, shall contain information to enable the commissioner to determine whether the requirements for the deposit of security under section 5 of chapter 268, RSA, are inapplicable by reason of the existence of insurance or other exceptions specified in that chapter. If such operator be physically or mentally incapable of making such report, the owner of the motor vehicle involved in such accident or his representative shall, after learning of the accident, forthwith make such report. The operator or the owner shall furnish such additional relevant information as the commissioner shall require.

On motion of Mr. Green of Manchester the House concurred in the amendment sent down from the Honorable Senate.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 82, An Act relative to the salaries of treasurers of Rockingham and Sullivan Counties, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence and concur with the amendment sent down by the Honorable Senate.

GEORGE W. SHATTUCK,
JAMES C. RATHBONE,
JOHN A. PERKINS,
Conferees on the Part of the House.

B. C. ADAMS,
CECIL CHARLES HUMPHREYS,
Conferees on the Part of the Senate.

On motion of Mr. Shattuck of Danville the House voted to adopt the report of the Committee of Conference.

Announcement

The Chair announced that the committee reports listed in today's Journal for action on Wednesday, May 29, should have been listed for action on Tuesday, May 28 and accordingly will be acted upon at that time.

Resolution

Mr. McMeekin of Haverhill offered the following resolution:

Resolved, that when the House meets at 10:30 o'clock Monday the Mileage Boards will be available to the members from that time until 11:30 o'clock in the Sergeant-at-Arms room.

Mr. McMeekin of Haverhill explained the resolution.

On a *viva voce* vote the resolution was adopted.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolution sent up from the House of Representatives:

House Joint Resolution No. 41, Joint Resolution providing for supplemental appropriation for recreation division of forestry and recreation.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it passed House Bill No. 316, An Act relative to ethical practices.

The question being on the motion.

(Discussion ensued)

Messrs. Pillsbury of Manchester, McMeekin of Haverhill, Kearns of Manchester, Young of Pittsfield and Mrs. Brungot of Berlin spoke in favor of the motion.

Messrs. Tiffany of Concord, Street of Sharon and Green of Manchester spoke against the motion.

The question being on the motion to reconsider.

Mr. Davis of Conway requested a division.

A division being had, the results were so manifestly in the affirmative that the motion to reconsider prevailed.

Mr. Pickett of Keene moved that further consideration of House Bill No. 316 be indefinitely postponed.

Mr. Pickett of Keene spoke in favor of the motion.

Parliamentary Inquiry

Mr. Pillsbury of Manchester inquired whether or not a motion to commit House Bill No. 316 to the legislative council would be a motion to commit under Rule 22 that would take precedence over the pending motion to indefinitely postpone.

Speaker's Ruling

The Chair is of the opinion that the legislative council is a permanent committee of the legislature and therefore rules that a motion to commit to the legislative council would take precedence over the motion to indefinitely postpone.

Mr. Pillsbury of Manchester moved that House Bill No. 316 be committed to the legislative council for further study.

The question being on the motion.

(Discussion ensued)

Messrs. Pillsbury of Manchester, Green of Manchester and Deans of Milford spoke in favor of the motion.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pillsbury of Manchester requested a division.

A division being had, 134 members having voted in the affirmative and 198 members having voted in the negative, the motion to commit did not prevail.

The question now being on the motion to indefinitely postpone.

On a *viva voce* vote the motion prevailed.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 316, An Act relative to ethical practices.

On a *viva voce* vote the motion to reconsider did not prevail.

(Mrs. St. Pierre of Rochester in the Chair)

Mr. Martel of Manchester, Ward 3, moved that the rules

of the House be so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet next Monday morning at 10:30 o'clock. (The foregoing motion was offered by Mr. Martel in the French language in honor of the Marquis de Lafayette, the bi-centenary of whose birth is being celebrated this year).

On a *viva voce* vote the motion prevailed.

Mr. Martel of Manchester, Ward 3, also addressed the House as follows:

This year, from May through September, Americans from all parts of this country, together with the citizens of France, are celebrating the bi-centenary of the birth of he who has been called the soldier of two countries.

Marie-Paul-Joseph-Roch-Yves Gilbert Motier de Lafayette was born on September 6, 1757 in the Chateau of Chavagnac, in the Auvergne section of France. A prominent soldier and legislator, he signaled himself in defense of liberty and constitutional government on two continents.

By the death of both his parents, at an early age he became sole master of the family fortune. At the age of 16, he married Mlle de Noaille, daughter of the Duc D'ayen, then only 14, who was later to prove herself a model of virtue, courage and conjugal affection. By this alliance with one of the most influential and wealthy families of France and by the worth of his personal character, he stood seemingly alone, as having already attained, on the verge of manhood, the highest rewards of a long life of effort. At a time when the splendor of the French court would have enticed anyone of his age, he turned to interest himself in a cause which many had already despaired of. He was but eighteen years old when he decided to espouse the cause of American Freedom. When his designs became known, many in his entourage tried to dissuade him. To the American commissioners in France he said: "Hitherto, I have done no more than wish success to your cause; I now go to serve it. The more it has fallen in public opinion, the greater will be the effect of my departure. Since you cannot procure a vessel, I will purchase and fit out one at my own expense; and I will also undertake to transmit any despatches you may desire to the Congress."

After mounting innumerable difficulties and hazards, he departed, and finally landed in Charleston, S. C. early in 1777, and soon after joined the American Army. Seemingly neglected for a time after his arrival in this country, he wrote a brief note to Congress as wit:—"After the sacrifices I have made, I have a right to exact two favors;—one is to serve at my own expense—the other is, to serve as a volunteer." On July 31, 1777, Congress resolved that "the service of the Marquis de Lafayette be accepted and that he be invested with the rank and commission of Major General in the Army of the United States." Immediately, he went into action. At Brandywine, on September 11, 1777, he sealed with his blood the affection he had displayed heretofore for our cause. He participated in the major engagements of the Revolutionary War and in several of them acted a conspicuous part. In between trips to his native France, to secure the help of His Most Christian Majesty's Government in our behalf, he borrowed money on one occasion to clothe our soldiers in order to bolster their spirits and prevent the many desertions from the army which on certain occasions meant the difference between victory and defeat. His gallantry gained him repeated testimonials from Congress of the estimation which they put upon his services, and what he valued still more highly, the entire confidence and ardent friendship of George Washington. He succeeded in obtaining a treaty of alliance with his native country and finally obtained the French fleet and armies to disembark on our shores and forever insure the birth and full life of the first democratic institution in the new world. Who does not remember D'Estaing, DeGrasse and Rochambeau?

His mission in this country completed, he returned to help his own native land.

His sincerity of purpose, his affection for us, should always be remembered, as a reflection of the alliance and friendship that endures between France and the United States.

His work in behalf of constitutional government in France during the trying period of the Revolution, the Directory and the Empire, has become part of history.

In 1824 he visited our shores for the last time. He took a prominent part in the laying of the cornerstone of the Bunker Hill Monument. A famous American, native son of New Hampshire, Daniel Webster said on that occasion:—"Fortunate,

fortunate man! Heaven saw fit to ordain that the electric spark of liberty should be conducted through you, from the new world to the old; and we, who are now here to perform this duty of patriotism, have all of us long ago received it in charge from our fathers to cherish your name and virtues." During that trip, he also visited many places in our state, and on June 22, 1825 took part in ceremonies on the very ground we trod today.

It is fitting and proper, that we, as fellow legislators, remember him and his services to our country, on the second centenary of his birth. May his memory remain evermore present in our minds, as we thank the Almighty God for sending him to us to help guide our destinies, for otherwise, history might well have recorded a different chapter on our score.

(Speaker in Chair)

Third Reading

House Bill No. 303, An Act relative to educational facilities for intellectually retarded children, was read a third time, passed and sent to the Senate for concurrence.

On motion of Mrs. Gagnon of Berlin the House adjourned at 12:40 o'clock.

MONDAY, MAY 27, 1957

The House met at 10:30 o'clock.

Prayer was offered by Guest Chaplain, the member from Lancaster, Mr. Cornelius.

Almighty God, the Father of all mankind, whose Spirit is in the hearts of Thy children, speak to us today, and direct us in the way we should go. Reveal unto us our whole duty, and may that duty stand before us as a challenge. Since our fellow citizens in the different towns and cities from whence we have come have entrusted us with responsibility, and "seeing that we are compassed about with so great a cloud of witnesses, let us lay aside every weight, and the sin that doth so easily beset us," and prove by our words and actions that we are faithful to trust placed upon us. Our God, we beseech Thee to so manifest Thyself in our decisions that we may never swerve

from the path of loyalty and what we sincerely believe to be the best interest of our State. We ask it in the Name of Christ. Amen.

House

Salute to the Flag

Mr. Eastman of Weare led the House in the salute to the flag.

Leaves of Absence

Messrs. Lafford of Concord, Crosby of Hillsborough and Geisel of Manchester were granted leaves of absence for the day on account of important business.

Messrs. Kershaw of Swanzey and Lacaillade of Laconia were granted leaves of absence for the week on account of illness.

Mrs. Currier of Rochester was granted a leave of absence for the week on account of important business.

Mrs. Gould of Wentworth's Location was granted a leave of absence for the week on account of illness in the family.

Guests

The Chair introduced Clifford Prescott, son of Mrs. Prescott of Brentwood and John Heydrich of West Palm Beach, Florida, as guests of the House, both sponsored by Mrs. Prescott of Brentwood.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 53, An Act relative to providing for an additional member of the state board of health.

Senate Bill No. 152, An Act providing for a study relative to budgets for cooperative school districts.

Senate Bill No. 164, An Act legalizing the special actions taken at the special meeting of Hopkinton school district February 6, 1957, and authorizing certain indebtedness.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 53, An Act relative to providing for an additional member of the state board of health. To the Committee on Public Health.

Senate Bill No. 164, An Act legalizing the special actions taken at the special meeting of Hopkinton school district, February 6, 1957, and authorizing certain indebtedness. To the Committee on Education.

Senate Bill No. 152, An Act providing for a study relative to budgets for cooperative school districts. To the Committee on Education.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 41, An Act relative to trustees of the Laconia State School.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Bill No. 162, An Act relating to absentee voting.

House Bill No. 276, An Act relative to justices of the Laconia municipal court.

House Bill No. 365, An Act changing classification of Lempster road.

House Bill No. 401, An Act relative to vicious dogs.

House Bill No. 410, An Act granting zoning authority to the Kearsarge lighting precinct.

House Bill No. 412, An Act relative to the police department of the town of Exeter.

Report of the Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 132, An Act establishing the militia, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Repeal.* RSA 110 as amended by 1955, 40:1; 1955, 55; 1955, 70; 1955, 127 and 1955, 252, relative to the state militia is hereby repealed. Provided, however, that the repeal of RSA 110: 93-97 and the re-enactment of the same provisions as RSA 110:A:33 - 37 relative to appropriations for armories and the issuance of bonds therefor shall be construed as a continuance of the provisions of said RSA 110:93-97 as if no repeal and re-enactment had taken place; it being the intention hereof that the provisions relative to said appropriation and the issuance of said bonds are a continuing provision and not an additional appropriation and nothing herein shall be construed as affecting the issuance of bonds under said RSA 110:93-97 as re-enacted as RSA 110-A:33-37.

On motion of Mr. Bloomfield of Claremont the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

On motion of Mr. McMeekin of Haverhill, the rules were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

On motion of Mrs. Christiansen of Berlin the House adjourned at 10:45 o'clock.

TUESDAY, MAY 28, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Dr. Wilbur S. Deming, pastor of the Smith Memorial Congregational Church, Hillsborough, N. H.

Almighty God, our loving father, we lift our hearts to Thee this morning, seeking Thy guidance and Thy grace. Cleanse our hearts and our hands that we may worship Thee in spirit and truth. May the decisions that we reach in this legislature have the blessing of Thy guidance. Give to us the faith of our forefathers who established the communities of this state.

May Thy spirit lead us each day in the ways of righteousness and peace.

Through Jesus Christ our Lord. Amen.

Salute to the Flag

Mrs. Sadler of Portsmouth led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

The 4th grade of the Kimball School of Concord, sponsored by Mr. Tiffany of Concord.

The Junior and Senior classes of Dow Academy of Franconia, N. H., sponsored by Mrs. Peabody of Franconia.

The 7th and 8th grades of the Webster grammar school of Manchester, sponsored by John N. Nassikas, former Legislative Counsel to the Governor and the Manchester Delegation.

Through their interpreter, Mr. H. H. Kim, seven members of the National Assembly of the Republic of Korea were introduced to the House. One member of the group, Mr. Pang-Yong Song, through the interpreter, Mr. Kim, briefly addressed the House.

Leaves of Absence

Messrs. Davis of Conway and Saunders of Nashua were granted leaves of absence for the day on account of important business.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department.

Senate Bill No. 166, An Act relating to the board of approval of bonds of state employees and officials.

Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriations.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department. To the Joint Committees on Public Works and Fish and Game.

Senate Bill No. 166, An Act relating to the board of approval of bonds of state employees and officials. To the Committee on Executive Departments and Administration.

Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriations. To the Committee on Municipal and County Government.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 99, An Act relative to the salaries of the members of the board of public works.

Amend the title of the bill by striking out the title in its entirety and inserting in place thereof the following title: An Act relative to the salaries of the members of the board of public works, councilmen and mayor of the city of Laconia.

On motion of Mr. Karigianis of Laconia the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 82, An Act relative to the salaries of the treasurers of Rockingham and Sullivan counties.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 363, An Act relative to unemployment compensation — for lease-purchase contract on behalf of the state for an office building for the division of employment security.

Committee Reports

Mr. Sheridan of Berlin, for the Committee on Appropriations, to whom was referred House Bill No. 112, An Act rela-

tive to compensation of third member of appeals tribunal in public construction contracts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Tilton of Laconia, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 48, Joint Resolution to provide for an inventory of the New Hampshire state library, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Young of Pittsfield, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 311, An Act relative to applications for licenses for running or harness horse races, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 333, An Act relative to mileage allowance for

members of the general court, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *General Court.* Amend RSA 14:15 (supp) as amended by 1955, 228:1 by striking out the word "fifteen" in the fourth line and inserting in place thereof the word, twenty, so that said section as amended shall read as follows: 14:15. *Travel Allowance to Members.* A member of the general court shall be allowed for mileage per mile of the round trip to and from his town or city ward each day of attendance at the following rates, for the first forty-five miles thereof twenty cents per mile, for the next twenty-five miles eight cents per mile, for the next twenty-five miles six cents per mile, and for all miles in excess of ninety-five miles five cents per mile. In case said round trip is less than one mile, the mileage allowance shall be computed on the basis of one mile. Each member of the House of Representatives shall present evidence of his attendance by signing in person the roll provided for that purpose and by complying with such other regulations with respect thereto as the House may from time to time adopt. Any member of the general court absent for any cause from such attendance shall not be allowed mileage for the day he is so absent.

Amend said bill by inserting after section 1 the following new section:

2. *New Mileage Table to be Presented to the 1959 General Court.* The department of public works and highways is hereby directed to determine the distance by the nearest improved highway from each polling place in the state to the State House in Concord. On or before December 1, 1958, said department shall file with the secretary of state the draft of a bill setting forth said distances as determined by said department and proper amendments to RSA 14:15, 14:16 and 14:17 to provide that a member of the general court shall be allowed for mileage per mile of the round trip to and from the polling place in his respective town or ward at which he was entitled to vote at the biennial election next prior to the respective session of the general court. The secretary of state,

after the proposed bill has been put in proper form by the drafting service in the office of the attorney general, shall cause to be printed eleven hundred copies of said bill and shall, on the second day of the 1959 session, file with the clerk of the House of Representatives the original bill relative to mileage together with all undistributed copies of said bill.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted.

Mr. Danforth of Manchester moved that House Bill No. 333 and pending amendment be made a Special Order for 11:01 o'clock on Tuesday, June 4th.

The question being on the motion.

(Discussion ensued)

Mr. Danforth of Manchester spoke in favor of the motion.

Messrs. Pickett of Keene and McMeekin of Haverhill spoke against the motion.

On a *viva voce* vote the motion did not prevail.

The question now being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Willis of Salem, for the Committee on Municipal and County Government, to whom was referred House Bill No. 219, An Act relative to payment of licensing fees for dogs, and to killing unlicensed dogs, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the bill by adding at the end of section 2 the words, providing that ten days notice in writing of such intent shall be given by the selectmen or mayor to the owner or owners of such dog or dogs, so that said section as amended shall read as follows: 2. *Duties of Officers to Kill Unlicensed Dogs.* Amend RSA 466:14 by striking out said section and inserting in place thereof the following: 466:14. *Warrant; Proceedings.* The mayor of each city and the selectmen of each town may annually, after May first, issue a warrant to

one or more police officers or constables, directing them to proceed forthwith either to kill or cause to be killed all dogs within such city or town not licensed and collared according to the provisions of this chapter, and to enter complaint against the owners or keepers thereof, and every police officer and constable shall kill or cause to be killed, all such dogs, providing that ten days' notice in writing of such intent shall be given by the selectmen or mayor to the owner or owners of such dog or dogs.

Further amend the bill by inserting after section 2 the following new section to read as follows:

3. *Dog Licenses.* Amend RSA 466:1 by striking out the words "distinctly marked with its owner's name and" in the fifth and sixth lines so that said section as amended shall read as follows: 466:1. *Procuring License; Tag.* Every owner or keeper of a dog three months old or over shall annually, on or before April thirtieth cause it to be registered, numbered, described and licensed for one year from the first day of the ensuing May, in the office of the clerk of the city or town wherein said dog is kept, and shall cause it to wear around its neck a collar, bearing attached to said collar a metal tag distinctly marked with its registered number. Said tag shall be furnished by the clerk at the expense of the city or town from the amount received from dog license fees.

Further amend said bill by renumbering section 3 to read section 4.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Hayes of Portsmouth, for the Committee on Municipal and County Government, to whom was referred House Bill No. 390, An Act relative to appointment of a chief of police, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Chief of Police in Towns.* Amend RSA 105:1 by striking out said section and inserting in place thereof the following: 105:1. *Appointment.* The selectmen of a town,

when they deem it necessary, may appoint special police officers who shall continue in office during the pleasure of the selectmen, or until their successors are chosen or appointed. The selectmen may designate one of the police officers as chief of police or superintendent and as such officer the chief of police or superintendent shall exercise authority over and supervise or superintend other police officers, police matrons, watchmen or constables appointed under the provisions of this chapter, and said police officers, police matrons, watchmen or constable shall be accountable and responsible to said chief of police or superintendent. Nothing herein shall be construed to preclude or prevent a town from electing constables or police officers at an annual town meeting pursuant to the provisions of RSA 41:a.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred House Bill No. 425, An Act designating the House of Correction for Rockingham county as a jail for the confinement of prisoners, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Shattuck of Danville moved that the bill be committed to a Special Committee consisting of the Delegation from Rockingham county.

The question being on the motion.

(Discussion ensued)

Messrs. Shattuck of Danville, Bisbee of Derry and Eldredge of Exeter spoke in favor of the motion.

On a *viva voce* vote the motion to commit prevailed.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 374, An Act relative to interest charges on judgments or awards in certain civil cases, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to interest from date of writ in certain civil actions.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Civil Actions.* Amend RSA 524 by inserting after section 1 the following new section: 524:1-a. *Interest to be Added.* In the absence of a demand prior to the institution of suit, in any action on a debt or account stated or where liquidated damages are sought, interest shall commence to run from the time of the institution of suit. This statute shall be inapplicable where the party to be charged pays the money into court in accordance with the rules of the superior court.

The report was accepted.

Mr. Pillsbury of Manchester requested that the amendment be printed in the Journal.

Mr. Green of Manchester explained the amendment.

Mr. Pillsbury of Manchester then withdrew his request that the amendment be printed.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Rathbone of Exeter, for the Committee on Judiciary, to whom was referred House Bill No. 389, An Act to provide for the establishment of insect and pest control districts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Control of Pollen, Pests and Insects.* Amend RSA 52:1 by inserting after the word "plant" in the eleventh line the words, the control of pollen, insects and pests, so that said section as amended shall read as follows: 52:1. *Establishment.* Upon petition of ten or more legal voters, inhabitants of any village situate in one or more towns, the selectmen of such town or towns shall fix, by suitable boundaries, a district including such parts of the town or towns as may seem to them convenient, for any or all of the following purposes: The extinguishment of fires, the lighting or sprinkling of streets, the planting and care for shade and ornamental trees, the

supply of water for domestic and fire purposes, the construction and maintenance of sidewalks and main drains or common sewers, the construction, maintenance, and care of parks or commons, the maintenance of activities for recreational promotion, the construction or purchase and maintenance of a municipal lighting plant, the control of pollen, insects and pests, and the appointing and employing of watchmen and police officers. They shall cause a record of the petition and their doings thereon to be recorded in the records of the towns in which the district is situate.

The report was accepted.

Mr. Rathbone of Exeter explained the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred Senate Bill No. 122, An Act authorizing administrators or executors, with the assent of heirs or devisees, to mortgage real estate, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 13, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States with respect to the election of the president and vice president, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 14, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the procedure for amending the Constitution, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 15, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to the balancing of the budget, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

At the request of Mr. Craig of Manchester, Mr. Tiffany of Concord explained the joint resolution.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 16, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred Joint Resolution No. 17, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the legal effect of certain treaties and other international agreements, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Roberts of Conway, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 113, An Act providing for town advisory committee, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 117, An Act relative to cemetery trust funds, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Judiciary, to whom was referred Senate Bill No. 117, An Act relative to cemetery trust funds, having considered the same, reported the same with the recommendation that the bill ought to pass.

SAMUEL GREEN,
EDA MARTIN,
A Minority of the Committee.

The reports were accepted.

Mr. Green of Manchester moved that the report of the minority "Ought to pass" be substituted for the report of the majority "Inexpedient to legislate".

Mr. Green of Manchester spoke in favor of the motion.

Mr. Chivers of Plainfield offered the following resolution and moved its adoption:

Resolved, That the opinion of the Justices of the Supreme Court be respectfully requested upon the constitutionality of the provisions of Senate Bill No. 117, An Act relative to cemetery trust funds.

Further Resolved, That the Speaker transmit a copy of Senate Bill No. 117 to the Clerk of the Supreme Court for consideration by said Court.

Further Resolved, That pending receipt of such opinion from the Supreme Court, Senate Bill No. 117 be laid upon the table.

On a *viva voce* vote the resolution was adopted.

Reports of the Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 400, An Act relative to establishment of a

board of institutions, corrections and hospitals, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the first two lines and inserting in place thereof the following:

4. *Authority over Institutions.* Amend RSA 10:1 by inserting after the word "ultimate" the word, executive, and by striking out the second sentence so that said section as amended shall read as follows: 10:1. *Governor and Council.*

On motion of Mr. McMeekin of Haverhill the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Horse Racing.* Amend RSA 284:31 by striking out the word "three" in the ninth line and inserting in place thereof the word, two, and by adding at the end of said section the words, provided, however, that all pari mutuel pool tickets issued during the racing season of 1954 may be redeemed if presented to the commission on or before the first Monday in December of 1957, so that said section as amended shall read as follows:

On motion of Mr. Haley of Keene the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

Reports of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 119, An Act prohibiting certain lights along a highway.

House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly.

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals.

House Bill No. 330, An Act relative to balloting for town manager.

Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places.

Senate Bill No. 54, An Act relative to dogs at large.

Senate Bill No. 92, An Act relative to certain transfers from the employees' retirement system to the firemen's retirement system.

Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county.

Senate Bill No. 107, An Act relative to a special account for use by the fish and game director.

Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state regional medical needs board.

Senate Bill No. 136, An Act relative to the acceptance of gifts to the state library for library purposes.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills, Senate bill, and House joint resolution:

House Bill No. 121, An Act relating to municipal water works.

House Bill No. 162, An Act relating to absentee voting.

House Bill No. 233, An Act relating to conduct after a motor vehicle accident.

House Bill No. 365, An Act changing classification of Lempster road.

House Bill No. 410, An Act granting zoning authority to the Kearsarge Lighting Precinct.

House Bill No. 412, An Act relative to the police department of the town of Exeter.

Senate Bill No. 41, An Act relative to trustees of the Laconia State School.

House Joint Resolution No. 44, Joint Resolution providing

for supplemental appropriation for recreation division of forestry and recreation.

The reports were accepted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and third reading of resolutions by caption only and when the House adjourns today it be to meet tomorrow at 11:00 o'clock.

Third Readings

Senate Bill No. 122, An Act authorizing administrators or executors, with the assent of heirs or devisees, to mortgage real estate, was read a third time, passed and sent to the Secretary of State to be engrossed

The following House bills and House joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 389, An Act to provide for the establishment of insect and pest control districts.

House Bill No. 374, An Act relative to interest from date of writ in certain civil actions.

House Bill No. 390, An Act relative to appointment of a chief of police.

House Bill No. 219, An Act relative to payment of licensing fees for dogs, and to killing unlicensed dogs.

House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual.

House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts.

House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain.

On motion of Mrs. Ainley of Manchester the House adjourned at 12:31 o'clock.

WEDNESDAY, MAY 29, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

At Thine Altar, O God, we remember the heroism of men and fortitude of women in our times of trial — those who endured with valor, those who suffered with patience, and those who gave all, even the sweet blood of youth, for a better day.

God of mercy, let us not by carelessness or indifference be guilty of the worst of all sacrileges — the waste of sacrifice.

God of justice, make us just in mind and spirit, that the kingdoms of the world may become the kingdom of justice.

We pray not for a peace of ease, but for the peace of righteousness and goodwill, and the moral love that fulfills itself in fellowship. Comfort Thou Thy people and guide our groping humanity out of chaos into brotherhood. Enlighten our darkness; let ignorance, oppression and envy cease, and heaven and earth be joined in praise of the Prince of Peace. Amen.

—Joseph Fort Newton.

Salute to the Flag

Mr. Carter of North Hampton led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced a group of students from New Boston High School as guests of the House, sponsored by Mr. Locke of New Boston.

Leaves of Absence

Mr. Chamberlain of Holderness was granted leave of absence for the day on account of illness.

Mr. Phelps of Andover was granted leave of absence for the day on account of important business.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover.

Amend the title of said bill by adding at the end thereof the words, and of the justice of the municipal court of Manchester, so that said title as amended shall read as follows:

An Act relative to the salaries of the justice and clerk of the municipal court of Dover and of the justice of the municipal court of Manchester.

Further amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Municipal Court.* Amend paragraph I RSA 502:7 (supp) as amended by 1955, 133:1; 182:1; 279:1; 296:1, by striking out the words "one thousand eight hundred dollars" in line 9 and the words "four thousand six hundred dollars" in line 5, and inserting in place thereof the words, two thousand five hundred dollars, and the words, five thousand five hundred dollars, so that said paragraph as amended shall read as follows:

I. Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, five thousand five hundred dollars;
In Nashua, three thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, two thousand five hundred dollars;
In Dover, two thousand five hundred dollars;
In Laconia, one thousand eight hundred dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;

In Littleton, eight hundred dollars;
In Milford, six hundred dollars.

On motion of Mr. Dunnington of Dover the House voted to non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Messrs. Dunnington of Dover, Green and King of Manchester, as conferees on the part of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to appearance of police officers in civil or criminal proceedings and payment and disposition of fines.

Amend said bill by inserting after section 2 the following new section:

3. *Deductions.* Amend RSA 502:14 by adding after the word "and" in line 18 the words, after deducting witness fees and costs of clerk's bond, if any, so that said section as amended shall read as follows:

502:14. *Duties of Clerk; Disposition of Fines.* The clerk shall receive all fines and forfeits paid into the municipal court from any source. After deducting witness fees, costs of clerk's bond, if any, court seal, record books, printing blanks, and such other expenses as may be legally incurred in the maintenance and conduct of said court the clerk shall, except in cases otherwise provided, pay the same over to the treasurer of the city or town wherein the said court is located, for the use of said city or town. Provided that whenever fines are assessed on account of violations of Title XXXIV, RSA, relative to public utilities, Title XXXIX, RSA, relative to aeronautics, Title X, RSA, relative to public health, chapter 270, RSA, relative to navigation, chapter 282, RSA, relative to unemployment compensation, chapters 183, 184, 185, 341 to

344, RSA, inclusive, and chapters 284, 345, 425 to 429, 433, 436 to 439, 440 to 443, RSA, relative to agriculture, or any other statutes wherein it is provided that the fines shall be paid to the state or to a department or agency of the state, the clerk of the municipal court shall deduct from each of said fines so collected by the court the sum of five dollars and ten per cent of that part of the fine which exceeds five dollars, and after deducting witness fees and costs of clerk's bond, if any, shall pay over the balance to the state or department or agency to whom due, within seven days after the receipt thereof. The part of said fines deducted by said clerk as hereinbefore provided shall be retained and used for payment of expenses of the court as hereinabove provided.

Further amend said bill by renumbering section 3 to read section 4.

On motion of Mr. Green of Manchester the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 318, An Act relative to establishing a road through Wadleigh park in Sutton as a recreation road.

Amend section 1 of said bill by striking out the first line and inserting in place thereof the following:

1. *Road in Sutton.* Amend RSA 231:6 as amended by 1957, 99:1 by inserting after the word

Further amend said section 1 of said bill by striking out the last four lines and inserting in place thereof the following: state park in the town of Newbury, and the road from Route 116, socalled, to Forest Lake State Park in the towns of Whitefield and Dalton. The cost of reconstruction and maintenance shall be a charge upon the highway funds. This section shall not be construed as affecting the control of the forestry and recreation department over parking areas or other facilities within said reservations.

On motion of Mr. Pillsbury of Manchester the House voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 132, An Act establishing the militia.

Introduction of a Bill

The following House bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Rules Committee (Mr. Sawyer of Brookfield), House Bill No. 436, An Act relative to marriage of epileptic persons. To the Committee on Public Health.

Committee Reports

Mr. Hambleton of Goffstown, for the Committee on Insurance, to whom was referred House Bill No. 236 (In new draft and with new title), An Act relative to convicting uninsured motorists and the disposal of fines therefrom, having considered the same, reported the same with the recommendation that the bill in its new draft and with its new title be recommitted to the Committee on Insurance.

The report was accepted.

House Bill No. 236 (In new draft and with new title), An Act relative to convicting uninsured motorists and the disposal of fines therefrom, was introduced, read a first and second time, laid upon the table to be printed and referred to the Committee on Insurance.

Mr. Duke of Hanover, for the Committee on Military and Veterans' Affairs, to whom was referred House Bill No. 62, An Act providing for a veterans' memorial to be erected at the Weirs, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Turner of Canterbury, for the Committee on Public Health, to whom was referred Senate Bill No. 55, An Act relative to the practice of chiropody, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 91, An Act relative to interstate compact on mental health, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend RSA 135-A:5 as inserted by section 1 of the bill by inserting after the word "family" in the second line the words, or guardian, and by adding at the end of said section the words, or doctor's commitment, so that said section as amended shall read as follows:

135-A:5. *Approval by Court.* The compact administrator is hereby directed to consult with the immediate family or guardian of any proposed transferee and, in the case of a proposed transferee from an institution in this state to an institution in another party state, to take no final action without approval of the probate court or doctor's commitment.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out section 2 and by renumbering section 3 to read section 2.

The report was accepted.

On motion of Mr. McMeekin of Haverhill, reading of the amendment was dispensed with.

Mr. McMeekin of Haverhill moved that House Bill No.

384 and pending amendment be recommitted to the Committee on Executive Departments and Administration.

Mr. McMeekin of Haverhill spoke in favor of the motion.

On a *viva voce* vote the motion to recommit prevailed.

Mr. Dugas of Nashua, for the Special Committee consisting of the members from the city of Nashua, to whom was referred Senate Bill No. 82, An Act relative to salaries of the justices and special justices of Nashua municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dugas of Nashua, for the Special Committee consisting of the members from the city of Nashua, to whom was referred Senate Bill No. 104, An Act to amend the charter of the city of Nashua relating to defining the boundaries of the wards, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Brosnahan of Nashua moved that Senate Bill No. 104 be recommitted to the Special Committee consisting of the Delegation from the city of Nashua.

On a *viva voce* vote the motion to recommit prevailed.

Report of the Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 132, An Act establishing the militia.

House Bill No. 401, An Act relative to vicious dogs.

House Bill No. 82, An Act relative to the salaries of the treasurers of Rockingham and Sullivan Counties.

The report was accepted.

Resolutions

Mr. Rathbone of Exeter offered the following resolutions:

Whereas, tomorrow, the thirtieth of May is commemorated throughout the state of New Hampsshire, as Memorial Day, and

Whereas, that day is set apart as a fitting testimonial to those who have given their lives for this United States of America, and

Whereas, this year a fitting memorial is being unveiled at Hampton Beach honoring those who have died at sea in their country's service, therefore be it

Resolved, that we, the members of this General Court do hereby join with all the citizens of this state in commemorating this day, and be it further

Resolved, that when we adjourn today it be in commemoration of our wartime dead.

On a *viva voce* vote the resolutions were unanimously adopted.

Mr. Pickett of Keene moved that the rules of the House be so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

On a *viva voce* vote the motion prevailed.

Third Readings

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 55, An Act relative to the practice of chiropody.

Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court.

Senate Bill No. 91, An Act relative to interstate compact on mental health, was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its action whereby it voted to suspend the rules to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time that third reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

On a *viva voce* vote the motion to reconsider prevailed.

Mr. Pickett of Keene moved that the rules of the House be so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet next Monday morning at 11:00 o'clock and when the House adjourns on Monday next it be to meet next Tuesday morning at 11:00 o'clock.

On a *viva voce* vote the motion prevailed.

Third Readings

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed.

Snate Bill No. 55, An Act relative to the practice of chiropody.

Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court.

Senate Bill No. 91, An Act relative to interstate compact on mental health was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

On motion of Mrs. Payette of Portsmouth the House adjourned at 11:56 o'clock.

The following Proposed Amendments to House Bills Nos. 416 and 417 are a *Supplement* to the *House Journal* of of Wednesday, May 29, 1957

Amendments to House Bill No. 416

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for the judicial branch, supreme court, by striking out the same and inserting in place thereof the following:

For the supreme court:		
Salaries of justices	$75,959.89	
Salary of clerk-reporter	7,664.42	
Other personal services	5,290.22	
Current expenses	4,100.00	
Travel	1,850.00	
Equipment	275.00	
N. H. supreme court reports	*5,500.00	
Total	$100,639.53	
Less estimated revenue	700.00	
Net appropriation		$99,939.53

Further amend the bill in the appropriation for the judicial branch, superior court, by striking out the same and inserting in place thereof the following:

For superior court:		
Salaries of judges	$105,791.34	
Other personal services	100.00	
Current expenses	4,000.00	
Travel	10,000.00	
Total		$119,891.34

Further amend the bill in the appropriation for the judicial branch by striking out the words and figures "Total for judicial branch $272,294.28" and inserting in place thereof, Total for judicial branch $309,294.28.

Amend the bill in the appropriation for adjutant general's department by inserting the following new paragraph after the paragraph for drill expenses, as follows: Officer candidate school $5,000.00. Further amend the bill by striking out the words and figures "Total for adjutant general's department $312,597.12" and inserting in place thereof, Total for adjutant

general's department $317,597.12, and by striking out the words and figures "Net appropriation $268,359.35" and inserting in place thereof, Net appropriation $273,359.35.

Amend the bill in the appropriation for department of health, maternal and child health and crippled children's services: federal, by striking out the words and figures "Convalescent care and clinics $40,000.00" and by inserting in place thereof, Convalescent care and clinics $40,000.00.

Amend the bill in the appropriation for department of labor, office of commissioner, by striking out the same and inserting in place thereof the following:

For office of commissioner:

Salary of commissioner	$6,971.25
Salary of deputy commissioner	5,635.18
Other personal services	3,390.16
Current expenses	1,276.00
Travel	1,100.00
Total	$18,372.59

Further amend the paragraph for said department of labor by striking out the words and figures "Total for department of labor $81,347.67" and inserting in place thereof, Total for department of labor $81,947.67.

Amend the bill in the appropriation for recreation division (forestry and recreation) by striking out the words and figures "†Total for recreation $1,009,500.00" and inserting in place thereof, Total for recreation $1,009,500.00. Further amend bill in said paragraph by striking out the words and figures "†Less revenue and balance $1,009,500.00" and inserting in place thereof, Less revenue and balance $1,009,500.00. Further amend by striking out the footnote at the end of said paragraph.

Amend the bill in the appropriation for Laconia state school, professional care and treatment, by striking out the same and inserting in place thereof the following:

For professional care and treatment:

Personal services	$353,568.20
Current expenses	12,625.00

Travel	300.00	
Equipment	1,515.00	
Total		$368,008.20

Further amend the bill in the appropriation for Laconia state school, custodial care, by striking out the same and inserting in place thereof the following:

For custodial care:		
Personal services	$114,533.02	
Current expenses	*225,595.00	
Travel	50.00	
Equipment	1,055.00	
Total		$341,233.02

Further amend the bill in the appropriation for Laconia state school, agriculture, by striking out the same and inserting in place thereof the following:

For agriculture:			
Personal services		$46,562.50	
Current expenses		49,100.00	
Travel		55.00	
Equipment		5,800.00	
Total		$101,517.50	
Less transfer credits	$97,000.00		
Less revenue	9,500.00		
		106,500.00	
Net reduction			—$4,982.50

Further amend the bill in the appropriation for Laconia state school by striking out the words and figures "Total for Laconia state school $909,321.44" and inserting in place thereof, Total for Laconia state school $936,650.32. Further amend the bill by striking out the words and figures "Net appropriation $882,321.44 and inserting in place thereof, Net appropriation $909,650.32.

Amend the bill in the appropriation for University of New Hampshire by striking out the entire paragraph and inserting in place thereof the following:

For University of New Hampshire:*	
University of New Hampshire fund	$2,384,046.47
Net increase in debt service	†22,800.00
Extension work in counties	72,000.00
Total for University of New Hampshire	$2,478,846.47

† In this appropriation only such sum shall become available as may be necessary to meet the net increase in debt service in the current fiscal year ending June 30, 1958 over that of the fiscal year ending June 30, 1957, after excluding all debt service for dormitories.

* The provisions of RSA 187:24 are suspended for the fiscal year ending June 30, 1958.

Amend the bill in the appropriation for board of education, Plymouth teachers college, by striking out the same and inserting in place thereof the following:

For Plymouth teachers college:	
Salary of president	$8,400.08
Other personal services	359,818.95
Current expenses	135,350.00
Travel	3,500.00
Equipment	14,000.00
Other expenditures:	
Scholarships	†17,000.00
Teachers retirement	5,100.00
Total	$543,169.03

† Included in this appropriation is $4,240.16 for the salary of the present administrative assistant I. If at any time during the fiscal year ending June 30, 1958 this position should become vacant, either because of the transfer of the present administrative assistant to some other state department or for any other reason, this position shall be abolished and in its place the position of account clerk III shall be established and the salary of said account clerk III shall be paid from the balance remaining in the above appropriation of $4,240 16 for the salary of administrative assistant I. No part of said $4,240.16 shall be used for any other purpose than provided herein and any unexpended balance shall lapse.

Further amend the bill in the paragraph for "School building construction" by changing the amount for aid to

school districts for school buildings construction: $415,000.00 changed to $609,230.00. Further amend by changing the total for board of education: $4,158,794.86 changed to $4,353,504.82; and by changing the net appropriation: $2,703,322.46 changed to $2,898,032.42.

Amend the bill in the appropriation for aeronautics commission by striking out the same and inserting in place thereof the following:

For aeronautics commission:		
Salary of director	$7,080.00	
Other personal services	13,097.10	
Current expenses	2,875.00	
Travel	2,051.50	
Equipment	100.00	
Total	$25,203.60	
Less estimated revenue	3,425.00	
Net appropriation		$21,778.60
Airways toll fund*	$8,000.00	
Less transfers and balance	8,000.00	
Net appropriation		0.00
Total for aeronautics commission		$21,778.60

* Expenditures shall not exceed existing balance plus revenue.

Amend the bill in the appropriation for liquor commission, liquor administration, by striking out the words and figures "Current expenses $25,815.00 and inserting in place thereof; Current expenses, $26,190.00. Further amend by changing the total of said paragraph: $121,309.80 changed to $121,684.80. Further amend the bill in the appropriation for the liquor commission, stores operation, by striking out the words and figures "Personal services $595,931.68" and inserting in place thereof, Personal services $604,931.68. Further amend said paragraph by striking out the words and figures "Current expenses $215,000.00" and inserting in place thereof, Current expenses $224,000.00. Further amend by changing the

total of said paragraph: $858,846.68 changed to $876,846.68. Further amend by changing "Total for liquor commission": $1,257,900.41 changed to $1,276,275.11, and by changing "Less revenue": $1,257,900.41 changed to $1,276,275.41.

Amend the bill in the appropriation for planning and development commission by striking out the words and figures "Other personal services $129,077.13" and inserting in place thereof: Other personal services $132,537.13. Further amend by striking out the words and figures "Current expenses $139,669.50" and inserting in place thereof: Current expenses $136,209.50.

Amend the bill in the appropriation for public utilities commission, office of the commission, by striking out the words and figures "Other personal services $61,726.59" and inserting in place thereof Other personal services $67,687.09, and further amend said paragraph by changing the total as follows: $97,246.97 changed to $103,207.47. Further amend the bill in the paragraph for Motor carriers by striking out the footnote at the end of said paragraph and inserting in place thereof the following footnote: *Any revenue and balance in excess of $7,567.31 shall be available for such further expenditure as provided by statute and approved by the governor and council. Further amend the bill in the paragraph for Motor boat registration by striking out the words "Less revenue and balance" and inserting in place thereof, **Less revenue and balance. Further amend said paragraph for Motor boat registration by adding at the end thereof the following footnote: **Any revenue actually received and balance in excess of $77,888.00 shall be available for such further expenditures as provided by statute and approved by the governor and council. Further amend by changing the Total for public utilities commission as follows: $97,246.97 changed to $103,207.47. Further amend by striking out the words and figures "†Less transfer $20,000.00" and also striking out the words and figures "Net appropriation $77,246.97."

Amend the bill in the appropriation for tax commission, office of commission, by striking out the same and inserting in place thereof the following:

For office of commission:		
Salary of two commissioners	$14,560.00	
Salary of secretary	8,766.95	
Other personal services	49,065.17	
Current expenses	15,000.00	
Travel	14,200.00	
Equipment	5,900.00	
Total	$107,492.12	
Less estimated revenue	4,000.00	
Net appropriation		$103,492.12

Further amend the bill in the paragraph for "Tobacco products tax" by striking out the same and inserting in place thereof the following:

For tobacco products tax:		
Personal services	$28,419.04	
Current expenses	13,550.00	
Travel	6,475.00	
Equipment	5,400.00	
Total		$53,844.04

Further amend the bill in the paragraph for "Reimbursement to cities and towns for purposes provided under chapter 315, laws of 1955" by striking out the figures †$29,000.00" and inserting in place thereof the figures †$32,000.00.

Further amend the bill int he paragraph "for forest conservation for purposes provided under chapter 287 of the laws of 1955" by striking out the asterisk after the figures 1955 and by striking out the second footnote at the end of the appropriation for tax commission. Further amend the bill by changing the total for tax commission: $232,784.43 changed to $240,199.51.

Amend the bill in the appropriation for civil defense, field staff, by striking out the same and inserting in place thereof the following:

For field staff:		
Current expenses	$650.00	
Travel	3,450.00	
Total		$4,100.00

Further amend by changing the figures in "Total for civil defense": $32,598.31 changed to $33,598.31.

Amend the bill in the appropriation for teachers' retirement system, other expenditures, by striking out the words normal contribution and inserting in place thereof the following:

* Normal contribution.

Further amend the bill by adding the following footnote at the end of the appropriation for teachers' retirement system:

* No part of this appropriation shall be transferred to any other account.

Amend the bill in the appropriation for public works division of public works and highways by inserting an asterisk after the word "Total." Insert the following footnote to the public works division of public works and highways:

* Any unexpended appropriation shall lapse at the end of the biennium June 30, 1959, unless otherwise provided by the governor and council.

Amend the bill by striking out the words and figures "Total net appropriation $18,305,891.26" and inserting in place thereof, Total net appropriation $18,791,834.30.

Further amend said bill by striking out section 8 and inserting in place thereof the following:

8 **Appropriation Extended.** The appropriation provided by RSA 79:16, as inserted by 1955, 287:1, as the forest conservation aid fund for aiding certain cities and towns, shall not lapse but any balance of said fund shall be available for expenditure as provided in said RSA 79 during the fiscal year ending June 30, 1959.

Further amend said bill by renumbering section 8 to read section 9.

Amendments to House Bill No. 417

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for the judicial branch, supreme court, by striking out the same and inserting in place thereof the following:

For supreme court:		
Salaries of justices	$76,040.70	
Salary of clerk-reporter	7,715.24	
Other personal services	5,300.22	
Current expenses	4,100.00	
Travel	1,700.00	
Equipment	100.00	
N. H. supreme court reports	5,500.00	
Total	$100,456.16	
Less estimated revenue	700.00	
Net appropriation		$99,756.16

Further amend the bill in the appropriation for the judicial branch, superior court, by striking out the same and inserting in place thereof the following:

For superior court:		
Salaries of judges	$105,800.58	
Other personal services	100.00	
Current expenses	4,000.00	
Travel	10,000.00	
Total		$119,900.58

Further amend the bill in the appropriation for the judicial branch by striking out the words and figures "Total for judicial branch $272,496.09" and inserting in place thereof, Total for judicial branch $309,496.09.

Amend the bill in the appropriation For adjutant general's department by inserting the following new paragraph after the paragraph for drill expenses, as follows: Officer candidate school 5,000.00.

Further amend the bill by striking out the words and figures "Total for adjutant general's department $312,686.51" and inserting in place thereof, Total for adjutant general's department $317,686.51, and by striking out the words and figures "Net appropriation $268,728.47" and inserting in place thereof, Net appropriation $273,728.47.

Amend the bill in the appropriation For department of health, maternal and child health and crippled children's

services: federal, by striking out the words and figures "Convalescent care and clinics ‡40,000.00" and inserting in place thereof, Convalescent care and clinics 40,000.00.

Amend the bill in the appropriation For department of labor, office of commissioner, by striking out the same and inserting in place thereof the following:

Office of commissioner:		
Salary of commissioner	$7,166.25	
Salary of deputy commissioner	5,760.18	
Other personal services	3,390.16	
Current expenses	1,926.00	
Travel	1,100.00	
Total		$19,342.59

Further amend the paragraph for said department of labor by striking out the words and figures "Total for department of labor $82,407.31" and inserting in place thereof, Total for department of labor $82,607.31.

Amend the bill in the appropriation For recreation division (forestry and recreation) by striking out the words and figures "†Total for recreation $1,009,500.00" and inserting in place thereof, Total for recreation $1,009,500.00. Further amend bill in said paragraph by striking out the words and figures "†Less revenue and balance 1,009,500.00" and inserting in place thereof, Less revenue and balance 1,009,500.00. Further amend by striking out the footnote at the end of said paragraph.

Amend the bill in the appropriation For state library, administration, by striking out the words and figures "Other personal services 86,363.68" and inserting in place thereof, Other personal services 87,508.72. Change total in said paragraph as follows: $127,827.70 changed to $128,972.74. Further amend the bill in the paragraph for extension by striking out the words and figures "Current expenses $3,800.00" and inserting in place thereof, Current expenses 5,000.00. Change total in said paragraph as follows: 16,846.00 changed to 18,046.00.

Further amend the bill by striking out the words and figures "Total for state library $146,173.70" and inserting in place thereof, Total for state library $148,518.74.

Amend the bill in the appropriation for Laconia state school professional care and treatment by striking out the same and inserting in place thereof the following:

Professional care and treatment:		
Personal services	$362,233.38	
Current expenses	12,625.00	
Travel	300.00	
Equipment	1,385.00	
Total		376,543.38

Further amend the bill in the appropriation for Laconia state school, custodial care, by striking out the same and inserting in place thereof the following:

Custodial care:		
Personal services	$116,726.60	
Current expenses	*225,215.00	
Travel	50.00	
Total		341,991.60

Further amend the bill in the appropriation for Laconia state school, agriculture, by striking out the same and inserting in place thereof the following:

Agriculture:			
Personal services		$46,861.21	
Current expenses		49,100.00	
Travel		55.00	
Equipment		4,835.00	
Total		$100,851.21	
Less transfer credits	$97,000.00		
Less revenue	9,500.00		
		106,500.00	
Net reduction			—5,648.79

Further amend the bill in the appropriation for Laconia state school by striking out the words and figures "Total for Laconia state school $910,461.65" and inserting in place thereof, Total for Laconia state school $941,733.90. Further amend the bill by striking out the words and figures "Net appropriation $883,461.65" and inserting in place thereof, Net appropriation $914,733.90.

Amend the bill in the appropriation For University of New Hampshire by striking out the entire paragraph and inserting in place thereof the following:

For University of New Hampshire:*		
University of New Hampshire fund	$2,349,386.47	
Net increase in debt service	†116,500.00	
Extension work in counties	72,000.00	
Total for University of New Hampshire		$2,537,886.47

† In this appropriation only such sum shall become available as may be necessary to meet the net increase in debt service in the current fiscal year ending June 30, 1959 over that of the fiscal year ending June 30, 1957, after excluding all debt service for dormitories.

* The provisions of RSA 187:24 are suspended for the fiscal year ending June 30, 1959.

Amend the bill in the appropriation For board of education, Plymouth teachers college, by striking out the same and inserting in place thereof the following:

Plymouth teachers college:		
Salary of president	$8,625.23	
Other personal services	‡384,439.73	
Current expenses	142,250.00	
Travel	3,500.00	
Equipment	14,000.00	
Other expenditures:		
Scholarships	†17,000.00	
Teachers retirement	5,400.00	
Total		575,214.97

‡ Included in this appropriation is $4,240.16 for the salary of the present administrative assistant I and also $2,590.12 for the salary of a new account clerk III. If at any time during the fiscal year ending June 30, 1959 the position of administrative assistant I shall become vacant,

either because of the transfer of the present occupant to some other state department or for any other reason, the position of account clerk III shall then be filled and the position of administrative assistant I shall be abolished. Any unexpended balances in the above two appropriations shall not be transferred to any other account, but shall lapse.

Further amend the bill in the paragraph for "School building construction" by changing the amount for aid to school districts for school building construction: 440,000.00 changed to 653,170.00. Further amend the bill by changing the Total for board of education: $4,387,087.56 changed to $4,600,622.40; and by changing the Net appropriation: $2,911,599.79 changed to $3,125,134.63.

Amend the bill in the appropriation For water resources board by inserting after the paragraph for the water resources board the words and figures Dams in disrepair (construction) 10,000.00†. Further amend the bill by striking out the words and figures "Total for water resources board $53,836.78" and inserting in place thereof, Total for water resources board $63,836.78, and by striking out the words and figures "Net appropriation $40,836.78" and inserting in place thereof, Net appropriation $50,836.78, and also by adding at the end the following footnote, †The funds in this appropriation shall not lapse.

Amend the bill in the appropriation For aeronautics commission by striking out the same and inserting in place thereof the following:

For aeronautics commission:		
Salary of director	$7,080.00	
Other personal services	13,217.10	
Current expenses	2,225.00	
Travel	2,051.50	
Equipment	1,300.00	
Total	$25,873.60	
Less estimated revenue	3,625.00	
Net appropriation		$22,248.60
Airways toll fund:*	$8,500.00	
Less transfers and balance	8,500.00	

Net appropriation	0.00
Total for aeronautics commission	$22,248.60

* Expenditures shall not exceed balance plus revenue.

Amend the bill in the appropriation For liquor commission, liquor administration, by striking out the words and figures "Current expenses 25,915.00" and inserting in place thereof, Current expenses 26,290.00. Further amend by changing the total of said paragraph: $122,188.83 changed to $122,563.83. Further amend the bill in the appropriation For liquor commission, stores operation, by striking out the words and figures "Personal services $602,186.40" and inserting in place thereof, Personal services $611,186.40. Further amend said paragraph by striking out the words and figures "Current expenses 215,000.00" and inserting in place thereof, Current expenses 224,000.00. Further amend by changing the total of said paragraph: 861,951.40 changed to 879,951.40. Further amend by changing "Total for liquor commission:" $1,232,970.41 changed to $1,251,345.41, and by changing "Less revenue": 1,232,970.14 changed to 1,251,345.41.

Amend the bill in the appropriation For planning and development commission by striking out the words and figures "Other personal services 132,242.69" and inserting in place thereof: Other personal services 135,852.70. Further amend by striking out the words and figures "Current expenses 139,669.50" and inserting in place thereof: Current expenses 136,059.40.

Amend the bill in the appropriation For public utilities commission, Motor carriers by striking out the footnote at end of said paragraph and inserting in place thereof the following footnote: *Any revenue and balance in excess of $7,581.22 shall be available for such further expenditures as provided by statute and approved by the governor and council. Further amend the bill in the paragraph for Motor boat registration by striking out the words "Less revenue and balance" and inserting in place thereof, **Less revenue and balance. Further amend said paragraph for Motor boat registration by adding at the end thereof the following footnote: **Any revenue actually received and balance in excess of $79,642.00 shall be

available for such further expenditures as provided by statute and approved by the governor and council. Further amend by striking out the words and figures "†Less transfer 20,000.00" and also by striking out the words and figures "Net appropriation $77,806.70."

Amend the bill in the appropriation For tax commission, office of commission, by striking out the same and inserting in place the following:

Office of commission:		
Salary of two commissioners	$14,950.00	
Salary of secretary	8,805.42	
Other personal services	49,959.34	
Current expenses	15,000.00	
Travel	14,200.00	
Equipment	2,500.00	
Total	$105,414.76	
Less estimated revenue	4,000.00	
Net appropriation		$101,414.76

Further amend the bill in the paragraph for "Tobacco products tax" by striking out the same and inserting in place thereof the following:

Tobacco products tax:		
Personal services	$26,739.67	
Current expenses	13,550.00	
Travel	5,850.00	
Total		46,139.67

Further amend the bill in the paragraph for "Reimbursement to cities and towns for purposes provided under chapter 315, laws of 1955" by striking out the figures "†30,000.00" and inserting in place thereof the figures †33,000.00. Further amend by changing the "Total for tax commission": $258,545.48 changed to $263,863.29.

Amend the bill in the appropriation For civil defense, field staff, by striking out the same and inserting in place thereof the following:

Field staff:		
Current expense	$650.00	
Travel	3,450.00	
Total		4,100.00

Further amend by changing the figures in "Total for civil defense": $33,058.32 changed to $34,058.32.

Amend the bill in the appropriation For teachers' retirement system, other expenditures, by striking out the words normal contribution and inserting in place thereof the following:

Normal contribution*

Further amend the bill by adding the following footnote at the end of the appropriation for teachers' retirement system:

* No part of this appropriation shall be transferred to any other account.

Amend the bill in the appropriation For public works division of public works and highways by inserting an asterick after the word "Total." Insert the following footnote to the public works division of public works and highways:

* Any unexpended appropriation shall lapse at the end of the biennium June 30, 1959, unless otherwise provided by the governor and council.

Amend the bill by striking out the words and figures "Total net appropriation $18,764,678.93" and inserting in place thereof, Total net appropriation $19,336,317.49.

MONDAY, JUNE 3, 1957

The House met at 11:00 o'clock.

House

(Mr. Gibson of Concord in the Chair)

The Chair announced that he had been requested to preside today as Speaker Scamman could not be present.

As there was not a constitutional quorum present, on motion of Mr. Saltmarsh of Concord the House adjourned at 11:03 o'clock.

TUESDAY, JUNE 4, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Dear Father, we pray that Thou wilt look tenderly on the things we will try to do today. Show us where our ignorance, or our complacency, or our selfishness or our pride stand in the way of doing the best we are capable of, and forgive us. We know that this world is filled with discordant notes, but help us, Father, so to unite our efforts that we may all join in one harmonious symphony for meeting the needs of the people of our State. Grant us strength and courage and faith and humility sufficient for the tasks assigned to us. For Jesus' sake. Amen.

Salute to the Flag

Mr. Chivers of Plainfield led the Convention in the salute to the flag.

Special Guest

The Chair introduced Master Douglas Cox of Plaistow as the special guest of His Excellency, the Governor.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

General Royal Hatch, Deputy Chief of Staff, Continental Air Command, Mitchell Air Force Base, New York.

The 8th Grade of the Campton School, sponsored by Mr. Willey of Campton.

85 members of the Freshman Class of the Peterborough Consolidated High School, sponsored by Messrs. Dutton and Rice of Peterborough.

Leaves of Absence

Mrs. Hayes of Portsmouth and Messrs. Gilmartin of Manchester and Brown of Keene were granted leaves of absence for the week on account of important business.

The Chair welcomed back to the House, Mr. Jewett of Concord, who has been absent because of an extended illness.

Mr. Jewett of Concord briefly addressed the House.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By the Committee on Rules (Mr. Roberts of Conway), House Bill No. 437, An Act relative to annual salaries of the Carroll county commissioners. To the Special Committee composed of the Delegation from Carroll County.

By Committee on Rules (Mr. Broadhurst of Franklin), House Bill No. 438, An Act relating to the Franklin police force. To the Special Committee composed of the Delegation from the City of Franklin.

By the Committee on Rules (Mrs. Atwood of Sanbornton), House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith. To the Committee on Claims.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 42, An Act relative to defective delinquents at Laconia State School.

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy.

Senate Bill No. 183, An Act relative to duties of the legal counsel to the Senate.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 42, An Act relative to defective delinquents at Laconia State School. To the Committee on Public Welfare and State Institutions.

Senate Bill No. 109, An Act relative to hearings before the personnel commission. To the Committee on Executive Departments and Administration.

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy. To the Committee on Executive Departments and Administration.

Senate Bill No. 183, An Act relative to duties of the legal counsel to the Senate. To the Committee on Judiciary.

The Senate message further announced that the Senate has voted to accede to request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover.

The President appointed Senators Packard and Daniel as the Senate Conferees.

The Senate message further announced that the Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following Senate bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Student Nurses Immunity.* Amend paragraph (d) of RSA 107:12 by striking out the words "when engaged in training for civil defense and" and inserting in place thereof the words, or student nurses undergoing training at a licensed hospital in this state, so

On motion of Mr. Lamprey of Moultonborough, the House voted to non-concur in the amendment offered by the Committee on Engrossed Bills and request a Committee of Conference.

The Chair appointed Miss Loizeaux of Plymouth and Messrs. Lamprey of Moultonborough and Congdon of Troy as Conferees on the part of the House.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives.

House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disability.

House Bill No. 283, An Act relative to carrying certain passengers in trucks.

House Bill No. 285, An Act relative to the misuse of motor vehicle number plates.

House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog or white cane on crosswalks.

House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 369, An Act providing a special season for taking black bass with artificial flies only.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals.

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds.

Committee Reports

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 160, An Act relating to judgments rendered in Canadian courts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Crowley of Manchester, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred Senate Bill No. 3, An Act relative to expenditure of state funds on Class IV compact section highways, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McAllister of Barnstead, for the Committee on Public Works, to whom was referred House Bill No. 385, An Act relating to access to Silver Lake, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. St. Pierre of Rochester, for the Special Committee consisting of the members from the city of Rochester, to whom was referred House Bill No. 268, An Act increasing the salary of the justice of the Rochester municipal court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 187, An Act to redistrict the state into senatorial districts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Willey of Campton moved that House Bill No. 187 be referred to the Legislative Council.

The question being on the motion.

(Discussion ensued)

Messrs. Willey of Campton and McMeekin of Haverhill spoke in favor of the motion.

Miss Collyer of Lisbon, Mrs. Martin of Littleton, Mrs. Cooper of Nashua and Mrs. Brungot of Berlin spoke against the motion.

Messrs. Healy of Manchester, Ward 6, Plumer of Bristol,

Kelley of Littleton, Pillsbury of Manchester and Pickett of Keene spoke against the motion.

Mr. Kelley of Littleton spoke a second time against the motion.

Mr. Healy of Manchester, Ward 6, spoke a second time against the motion.

The question being on the motion to refer to the Legislative Council.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to put House Bill No. 187 on third reading and final passage at the present time by title only.

The bill was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it passed House Bill No. 187, An Act to redistrict the state into senatorial districts.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. Joyce of Portsmouth, for the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 393, An Act relative to the charter of the city of Portsmouth, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a Minority of the Special Committee consisting of the members from the city of Portsmouth, to whom was referred House Bill No. 393, An Act relative to the charter of the city of Portsmouth, having considered the same, and being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

WILLIAM J. WARDWELL,
MARGARET M. HAYES,

ROBERT R. BLAISDELL,
HARRY H. FOOTE,
A Minority of the Committee.

The reports were accepted.

Mr. Wardwell of Portsmouth moved that the report of the minority "Ought to pass" be substituted for the report of the majority "Inexpedient to legislate".

The question being on the motion.

(Discussion ensued)

Messrs. Wardwell of Portsmouth, Lamprey of Moultonborough, Bloomfield of Claremont and Foote of Portsmouth spoke in favor of the motion.

Mr. Day and Mrs. Dondero of Portsmouth spoke against the motion.

The question being on the motion to substitute.

Mr. Foote of Portsmouth requested a division.

A division being had, the results were such as to raise a question of quorum and the Speaker called for a quorum count by the tellers.

A quorum count being had, there were 259 members present plus the member in the Chair, making a total of 260. In the division vote, 130 members having voted in the affirmative and 121 members having voted in the negative, the Chair ruled that in the absence of a roll call, further consideration of House Bill No. 393 would fall into the category of unfinished business.

Mrs. Payette of Portsmouth demanded the Yeas and Nays.

Mrs. Payette of Portsmouth then withdrew her demand for the Yeas and Nays.

Mr. Foote of Portsmouth demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 146

ROCKINGHAM COUNTY: Griffin, Prescott, Tenney, Bisbee, Clark of Derry, Eastman of Exeter, Merrill, Hunter, Lougee, Sanborn of Hampton Falls, Battles, Carter, Palmer, Foote, Joyce, Wardwell, Blaisdell, Philbrick, Haigh, Thorndike.

STRAFFORD COUNTY: Berry, Wiggin of Dover, LaBonte, Dunnington, Connell, Brown of Durham, Littlehale, Stearns,

Gilman, Drew, Moulton, Rolfe, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, Matheson, Lord, Tilton, Karagianis, O'Shan, Varrell, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Lamprey, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Bates, Allen, Henry, Gibson, Walker, Sargent, Nutter, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Crosby, Williams of Hollis, Abbott, Warren, Ainley, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Pillsbury, Nerbonne, Eaton of Mason, Deans, Hutchinson, Cooper, Cummings, Saunders, Record, Locke, Thompson of New Ipswich, Dutton.

CHESHIRE COUNTY: Post, Smith of Hinsdale, Gordon, Haley, Terrill, Wheeler, Codding, Faulkner, Pickett, Tolman, Ostlund, Eaton of Stoddard, Kershaw, Congdon, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Angus, Nahil, Davis of Cornish, Rowell, Vaughan of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Plumer, Graham of Canaan, Williams of Grafton, Bradley, Duke, Morse, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Anderson.

COOS COUNTY: Rix, Keough, Swett of Lancaster, Hersom, Gould, Taylor.

Nays, 123

ROCKINGHAM COUNTY: Eastman of Kensington, Sheehy, Labranche, Pinkham, Perkins, Barrett, Dondero, Payette, Sadler, Wood, Dame, Russell of Portsmouth, Willis.

STRAFFORD COUNTY: Blanchette, Leighton, Desjardins, Lacasse of Rochester, St. Pierre, Valliere, Malley.

BELKNAP COUNTY: Haggett, Robertson, Morin, Simoneau, Smith of Meredith.

CARROLL COUNTY: Nickerson of Tamworth.

MERRIMACK COUNTY: Baron, Turner, Lafford, Cheney of Concord, White of Concord, Corbett, Jewett, O'Neil, Saltmarsh, Barnard, Cilley, Rufo, Burke of Franklin, Leonard, DuDevoir, Woodbury, Ayer.

HILLSBOROUGH COUNTY: Edwards, Poore, Adams of Greenfield, Fortin, Gallagher, Paul, Dewey, Robb, Dwyer, Sullivan, Kelley of Manchester, Nolan, Betley, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, Tessier, Craig, Cary, Morris, Kearns, King, Lafond, Martel of Manchester, Ward 12, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Lesmerises, Crowley, Falconer, Ramsdell, Belcourt, Ayers, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Sweeney, Bouley, Dugas, Latour, Sabluski, Bouthillier, Dumais, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Pike, Winch, McCullough, Bennett, Farr, Bouvier.

SULLIVAN COUNTY: Monblo, Riley, Crane.

GRAFTON COUNTY: Pryor, Bucklin, Peabody, Nettleton, Larty, McMeekin, Chamberlain, Collyer, Sawyer of Woodstock.

COOS COUNTY: Fortier, Christiansen, Gagnon, Lacasse of Berlin, Alls, Graham of Gorham, Bushey.

Pairs

Mr. Mott of Newington voting Yes, paired with Mrs. Fontaine of Berlin voting No.

Mr. Monahan of Hanover voting Yes, paired with Mr. Nalette of Manchester voting No.

And the motion to substitute the report of the minority for that of the majority prevailed.

Mr. Barrett of Portsmouth offered the following amendment to House Bill No. 393:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Referendum.* For the purpose of obtaining the general concensus of opinion of the people of the city of Portsmouth regarding a change in the ward lines, there shall be put upon the ballot at the next biennial election the following question "Shall the ward lines of the city of Portsmouth be changed?" If the vote of the majority of those present and voting is in the affirmative a bill shall be prepared for presentation to the next legislature by the Portsmouth delegation setting forth said ward lines.

2. *Takes Effect.* This act shall take effect after the next city election.

The question being on the amendment.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the amendment.

Messrs. Pillsbury of Manchester and Mr. Foote of Portsmouth spoke against the amendment.

Mr. Pickett of Keene spoke a second time, this time against the amendment.

Mrs. Currier of Rochester spoke against the amendment.

The question being on the amendment.

On a *viva voce* vote the amendment was not adopted.

Mr. Pickett of Keene offered the following amendment:

Amend the bill by striking out section 14 and inserting in place thereof the following:

14. *Referendum and Effective Date.* For the purpose of obtaining the general concensus of opinion of the people of the city of Portsmouth regarding a change in the ward lines, there shall be put upon the ballot at the next election the following question "Shall the ward lines of the city of Portsmouth be changed?" If the vote of the majority of those present and voting is in the affirmative this bill shall take effect upon said approval.

The question being on the amendment.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the amendment.

Mr. Foote of Portsmouth spoke against the amendment.

Mr. Pillsbury of Manchester offered the following amendment to the amendment:

Amend the bill by striking out section 14 and inserting in place thereof the following:

14. *Takes Effect.* This act shall take effect at the next regular city election upon its approval by the governing body of the city of Portsmouth.

Mr. Pillsbury of Manchester spoke in favor of the amendment to the amendment.

Mr. Pickett of Keene withdrew his amendment and spoke in favor of the amendment offered by Mr. Pillsbury of Manchester.

Mr. Craig of Manchester and Mrs. Dondero of Portsmouth spoke in favor of the amendment offered by Mr. Pillsbury of Manchester.

Mr. Foote of Portsmouth spoke against the amendment.

The question being on the amendment offered by Mr. Pillsbury of Manchester.

On a *viva voce* vote, the amendment was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Resolutions

Mr. Pickett of Keene and Mr. Hambleton of Goffstown offered the following resolution:

Whereas, absenteeism in the House of Representatives becomes more and more of a problem and

Whreas, a definite quorum appears early in the day and disappears later, therefore be it

Resolved, that the mileage boards be withheld until the Third Reading of bills daily.

On a *viva voce* vote the resolution was adopted.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill and request the concurrence of the House of Representatives:

House Bill No. 313, An Act relative to the salaries of the justices and clerk of the municipal court of Dover.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 313, An Act relative to salaries of the justice

and clerk of the municipal court of Dover, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position in the adoption of its amendment and concur with the House in the passage of the bill.

NORMAN A. PACKARD,
PAUL H. DANIEL,
Conferees on the Part of the Senate.

SAMUEL GREEN,
THOMAS C. DUNNINGTON,
JOHN W. KING,
Conferees on the Part of the House.

On motion of Mr. Green of Manchester the House voted to adopt the report of the Committee of Conference.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Reading

House Bill No. 393, An Act relative to the charter of the city of Portsmouth, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Foote of Portsmouth moved that the House reconsider its vote whereby it passed House Bill No. 393, An Act relative to the charter of the city of Portsmouth.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings

House Bill No. 268, An Act increasing the salary of the justice of the Rochester Municipal court was read a third time, passed and sent to the Senate for concurrence.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 3, An Act relative to expenditure of state funds on Class IV compact section highways.

Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes.

Senate Bill No. 160, An Act relating to judgments rendered in Canadian courts.

Resolutions

Mr. McMeekin of Haverhill offered the following resolutions:

Resolved, that the opinion of the Supreme Court be requested to interpret Article 19 of the Second Part of the Constitution of New Hampshire, to resolve the question as to what constitutes the five days during which the House of Representatives shall have the power to adjourn itself, and be it further

Resolved, that the opinion of the Supreme Court also be requested on the following question: Since Article 19 above refers to the House of Representatives, and since Article 36 of the second part of the Constitution refers to the Senate, does this five day limitation refer to the general court as a whole if both houses agree to a limited adjournment at the same time, or can the general court as a whole adjourn for more than five days at a time?

On a *viva voce* vote the resolutions were adopted.

On motion of Mrs. Atwood of Sanbornton the House adjourned at 1:54 o'clock.

WEDNESDAY, JUNE 5, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Rev. Albion Bulger, Assistant Pastor of Holy Angels' Church of Plaistow.

We pray Thee, O Almighty and Eternal God who has revealed Thy glory to all nations, and who alone art good and holy, God of might, wisdom and justice, through whom authority is rightly administered, laws are enacted, and judgment is decreed, assist with Thy holy spirit of counsel and fortitude, the members of this Legislature, that

its administration may be conducted in righteousness and be eminently useful to Thy people over whom it rules, by encouraging due respect for virtue and religion; by a faithful execution of the laws in justice and mercy; and by restraining vice and immortality.

Let the light of Thy divine wisdom direct the deliberations of this Legislature and shine forth in all the proceedings and laws framed for our rule and government, so that they may tend to the preservation of peace, the promotion of happiness, the increase of industry, sobriety, and useful knowledge.

Give to these members of the Legislature the ability, through your powerful protection, to discharge the duties of their respective stations with honesty and ability. Amen.

Salute to the Flag

Mr. Swett of Lancaster led the Convention in the salute to the flag.

House

Introduction of Guest

The Chair introduced former Speaker of the House and President of the Constitutional Convention, Hon. J. Walker Wiggin of Manchester.

Leaves of Absence

Mrs. Frizzell of Charlestown and Mr. Clark of Harrisville were granted leaves of absence for the day on account of important business.

Messrs. Wheeler of Keene and Chamberlain of Holderness were granted leaves of absence for today and tomorrow on account of illness.

Mr. Metcalf of Tilton was granted leave of absence for today and tomorrow on account of important business.

Messrs. Jennings of Goffstown and Murch of Portsmouth were granted leaves of absence for today and tomorrow on account of illness in the family.

Senate Message

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 276, An Act relative to justices of the Laconia Municipal Court.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Laconia Municipal Court.* Amend RSA 502:7, I (supp) as amended by 1955, 133:1, 182:1, 296:1, 1957, 66:1, 1957, 83:1, 1957, 108:1 and 1957, 125 by striking out the words "In Laconia, one thousand eight hundred dollars" and inserting in place thereof the words, In Laconia

Further amend said section 1 by striking out the words "two thousand five hundred" after the words "In Portsmouth" and inserting in place thereof the words, three thousand.

Further amend said section by striking out the last line of said section and inserting in place thereof the following:

In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Special Justice.* Amend RSA 502:8 (supp) as amended by 1955, 253:1 and by 1957, 125:2 by striking out the words "Laconia two thousand dollars" and inserting in place thereof the words, Laconia five hundred dollars, so that said section as amended shall read as

Further amend section 2 of said bill by striking out the words "Hampton one hundred and fifty dollars" and inserting in place thereof the words, Hampton three hundred and fifty dollars.

On motion of Mr. Karagianis of Laconia, the House voted to concur in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to non-concur with the House of Representatives in the adoption of the amendment of the House of Representatives to the following entitled bill and requests a Committee of Conference:

Senate Bill No. 91, An Act relative to interstate compact on mental health.

The President appointed Senator DeLude and Senator Paquette as members of the Conference Committee on the part of the Senate.

On motion of Mr. Sawyer of Brookfield the House voted to accede to the request of the Honorable Senate for a Committee of Conference and the Chair appointed Messrs. Sawyer of Brookfield, Turner of Canterbury and Craig of Manchester as Conferees on the part of the House.

Notice of Reconsideration

Mr. Lamprey of Moultonborough served notice that today or some subsequent day he will move that the House reconsider its vote whereby it requested and set up a Committee of Conference on Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

(Mr. Tiffany of Concord in the Chair)

Committee Reports

Mr. Walker of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 416, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1958, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

The report was accepted.

The question being on the amendments as printed in the supplement to the House Journal of Wednesday, May 29.

Mr. Pillsbury of Manchester called for a division of the question and the Chair ruled that the amendments would be acted upon division by division rather than a whole.

The question being on the amendment insofar as it relates to the Supreme Court.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Superior Court.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Adjutant General's Department.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Department of Health, Maternal and Child Health and Crippled Children's Services.

Mr. Pillsbury of Manchester offered the following amendment to the amendment:

Further amend the bill in the appropriation for Department of Health, Maternal and Child Health and Crippled Children's Services: state, by striking out the words and figures "Convalescent care and clinics $40,000,00" and by inserting in place thereof, Convalescent care and clinics $60,000.00.

The question being on the amendment to the amendment.

(Discussion ensued)

Messrs. Pillsbury of Manchester, Malley of Somersworth, Deans of Milford, Gilman of Farmington, Betley of Manchester, Rathbone of Exeter and Mrs. Brungot of Berlin spoke in favor of the amendment to the amendment.

Mrs. Atwood of Sanbornton and Messrs. Parmenter of Londonderry and Perkins of Nottingham spoke against the amendment to the amendment.

Mr. Pillsbury of Manchester spoke a second time in favor of the amendment to the amendment.

Mr. McMeekin of Haverhill spoke in favor of the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the amendment as amended.

On a *viva voce* vote the amendment as amended was adopted.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it adopted the amendment as amended.

On a *viva voce* vote the motion to reconsider did not prevail.

The question being on the amendment insofar as it relates to the department of labor, office of commissioner.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to recreation division (forestry and recreation).

Mrs. Taylor of Whitefield explained the amendment in response to questions propounded by Mr. Pillsbury of Manchester.

Mr. Clement of Rochester spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Soucy of Manchester, Ward 1, moved that the House recess for 45 minutes.

On a *viva voce* vote the motion prevailed and the House recessed at 12:50 o'clock.

Recess

After Recess

The House reconvened at 1:35 o'clock.

The question being on the amendment to House Bill No. 416 insofar as it relates to the Laconia state school.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the University of New Hampshire.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Board of Education, Plymouth Teachers' College.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to "School building construction".

Mrs. Taylor of Whitefield explained the amendment in response to questions by Mr. Pillsbury of Manchester.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke against the amendment.

Messrs. Scamman of Stratham, Vaughan of Newport and Cole of Lebanon spoke in favor of the amendment.

Mr. Pillsbury of Manchester spoke a second time and withdrew his objections to the amendment.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Aeronautics Commission.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Liquor Commission (Liquor Administration).

At the request of Mr. Healy of Manchester, Ward 6, Mr. Cole of Lebanon explained the amendment.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Planning and Development Commission.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Public Utilities Commission, office of the commission.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Tax Commission, office of commission.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the Tobacco products tax.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to "Reimbursement to cities and towns for purposes provided under chapter 315, laws of 1955".

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to "Forest conservation for purposes provided under chapter 287 of the laws of 1955".

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to civil defense, field staff.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to teachers' retirement system, other expenditures.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the footnote at the end of the appropriation for teachers' retirement system.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to the public works division of public works and highways.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to total net appropriations.

Mr. Scamman of Stratham offered the following amendment to the amendment:

Amend the amendment by striking out the figures "$18,791,834.30" and inserting in place thereof the figures, $18,811,834.30.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to total net appropriation as amended.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment insofar as it relates to section 8, Appropriation Extended.

On a *viva voce* vote the amendment was adopted.

The question being on the amendment renumbering section 8 to read section 9.

On a *viva voce* vote the amendment was adopted.

Mr. King of Manchester offered the following further amendment to House Bill No. 416:

Amend the bill by striking out Section 7 and inserting in place thereof the following:

7. *Procedure for Collections from Banking Institutions.* The bank commissioner shall collect from the institutions, the condition and management of which he is required to examine under the provisions of section 8 of chapter 307 of the Revised Laws (section 9, chapter 383, RSA), as the cost of such examination, the sum of $109,377.55 for fiscal year ending June 30, 1958, and each such institution shall pay to the state within thirty days after receipt by it of notices of assessment such proportion of the said stated sum so collectible as its assets bear to the total assets of all such institutions as shown by their reports to the bank commissioner as of the thirtieth day of June preceding such payments; provided, however, the sum to be paid by each such institution shall not be less than the following:

Savings bank or trust company	$50
Building and loan association	$25
Credit Union	$15
Small loan licensee	$10
Miscellaneous institution	$25

and any amount collected under the provisions of this minimum assessment in excess of the stated assessment together with stated assessment amounts shall be credited to the appropriation for the bank commissioner.

The question being on the amendment.

(Discussion ensued)

Mr. King of Manchester spoke in favor of the amendment.

Messrs. Cole of Lebanon, Walker of Concord and Pillsbury of Manchester spoke against the amendment.

Mr. King of Manchester spoke a second time in favor of the amendment.

The question being on the amendment.

On a *viva voce* vote the amendment was not adopted.

Mr. King of Manchester requested a division.

A division being had, 54 members having voted in the affirmative and 206 members having voted in the negative, the amendment was not adopted.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it refused to adopt the amendment offered by Mr. King of Manchester.

Mr. Lesmeries of Manchester demanded the Yeas and Nays.

Mr. Lesmerises of Manchester withdrew his demand for the Yeas and Nays.

Mr. Hambleton of Goffstown demanded the Yeas and Nays.

Mr. McMeekin of Haverhill moved that the pending motion to reconsider be laid upon the table.

Parliamentary Inquiry

Mr. Pillsbury of Manchester inquired whether or not an affirmative vote on the pending motion to lay upon the table would result in killing the bill.

Speaker's Ruling

The Chair ruled that an affirmative vote on the pending motion would not kill the bill.

Parliamentary Inquiry

Mr. Healy of Manchester, Ward 6, inquired whether or not a motion to lay upon the table takes precedence to a demand for the Yeas and Nays on a previous motion.

Speaker's Ruling

The Chair ruled that the pending motion to lay upon the table takes precedence to the demand for the Yeas and Nays.

The question being on the motion to lay upon the table.

On a *viva voce* vote the motion prevailed.

Mrs. Brungot of Berlin offered the following amendment to the House Bill No. 416.

(Page 46) for Secretary of State.

Amend line 14 by striking out the figures "16,600.00" and inserting in place thereof the figure, 17,100.00

Further amend line 16 by striking out the figure "17,150.00" and inserting in place thereof the figure, 17,650.00

Further amend by inserting a footnote as follows:

* 500.00 of current expenses are for the purpose of printing sample ballots for free distribution.

The question being on the amendment.

(Discussion ensued)

Mrs. Brungot of Berlin and Messrs. Pickett of Keene and Betley of Manchester spoke in favor of the amendment.

Mr. Clement of Rochester spoke against the amendment.

On a *viva voce* vote the Chair was in doubt and requested a second vote.

On a second *viva voce* vote the Chair was still in doubt and requested a division.

A division being had, 185 members having voted in the affirmative and 102 members having voted in the negative, the amendment was adopted.

Mr. McMeekin of Haverhill offered the following amendment to House Bill No. 416.

Amend line 14 (of the printed bill) relating to Legislative council by adding a footnote as follows:

Notwithstanding the provision of other statutes, the ex-

penditure of this appropriation shall be limited to the consideration of all matters referred to it by the general court, by the governor and council and by state departments.

Mr. McMeekin of Haverhill spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The Chair recognized Mr. Pillsbury of Manchester.

Mr. Pillsbury of Manchester yielded the floor to Mr. Betley of Manchester who moved that the House adjourn from the morning session.

On a *viva voce* vote the motion did not prevail.

Mr. Betley of Manchester requested a division.

Personal Privilege

The Chair recognized Mr. Scamman of Stratham on a point of personal privilege.

Mr. Betley of Manchester withdrew his motion to adjourn from the morning session.

Mr. Pillsbury of Manchester offered the following amendment to House Bill No. 416:

Amend the bill in the appropriation For public works division of department of public works and highways by striking out the same and inserting in place thereof the following:

For public works division of department of public works and highways:		
Personal services	$55,000.00	
Current expenses	4,000.00	
Travel	5,000.00	
Equipment	1,000.00	
Total	$65,000.00	
*Less estimated revenue from charges to projects	40,000.00	
Net appropriation		$25,000.00

* Any revenue received in excess of $40,000.00 shall be available for further expenditure with the approval of the governor and council.

The question being on the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the amendment.

Mr. Betley of Manchester spoke against the amendment.

Mr. McCullough of Keene began to speak against the amendment but yielded the floor to Mr. Scamman of Stratham.

Mr. Scamman of Stratham moved that the rules of the House be so far suspended as to allow the mileage boards to be signed by the members at this time irrespective of any resolution to the contrary.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Pickett of Keene the House adjourned from the morning session.

On motion of Mr. Pickett of Keene the House resolved itself into the afternoon session.

Afternoon Session

Mr. Woodbury of Pembroke offered the following resolution:

Whereas, we have learned with sorrow of the death of Fred W. Saltmarsh of Pembroke, a former member of the House of Representatives, therefore be it

Resolved, that we, the members of this House of Representatives, hereby pay tribute to his services to his town and state and express our deepest sympathy to his family in its bereavement, and be it further

Resolved, that the Clerk of the House transmit to his widow a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Walker of Concord the House adjourned at 4:40 o'clock.

THURSDAY, JUNE 6, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Father, whose voice I hear in the winds and whose breath gives life to all the world, hear me. I am a man before

you, one of your many children. I am small and weak. I need your strength and wisdom. Let me walk in beauty and make my eyes ever behold the red and purple sunsets. Make my hands respect the things you have made, my ears sharp to hear your voice. Make me wise so that I may know the things you have taught my people — the lessons you have hidden in every leaf and rock. I seek strength, Father, not to be superior to my brothers, but to be able to fight my worst enemy, myself. Make me ever ready to come to you with clean hands and straight eye, so that, when life fades as the fading sunset, my spirit may come to you without shame. Amen.

—Tom Whitecloud, Chippewa.

Salute to the Flag

Mr. Monahan of Hanover led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced a group of students from Hampstead High School, as guests of the House, sponsored by Miss Spollett of Hampstead.

Leaves of Absence

Mrs. Currier of Rochester and Mr. Woodbury of Pembroke were granted leaves of absence for the day on account of important business.

Reports of the Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disability.

House Bill No. 283, An Act relative to carrying certain passengers in trucks.

House Bill No. 318, An Act relative to establishing a road through Wadleigh Park in Sutton as a recreational road.

House Bill No. 363, An Act relative to unemployment compensation for lease-purchase contract on behalf of the state for an office building for the division of employment security.

House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals.

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds.

House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings and payment and disposition of fines.

House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia.

Senate Bill, No. 122, An Act authorizing administrators or executors, with the assent of heirs or devisees, to mortgage real estate.

House Bill No. 99, An Act relative to the salaries of the members of the board of public works, councilmen, and mayor of the city of Laconia.

House Bill No. 285, An Act relative to the misuse of motor vehicle number plates.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 55, An Act relative to the practice of chiropody.

The reports were accepted.

Committee Reports

The pending question being on the amendment to House Bill No. 416, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1958, offered by Mr. Pillsbury of Manchester and printed on page 13 of the Journal for Wednesday, June 5.

(Discussion ensued)

Mr. McCullough of Keene spoke against the amendment.

Mr. Pickett of Keene spoke in favor of the amendment.

Mr. Pillsbury of Manchester spoke a second time in favor of the amendment.

Mr. Geisel of Manchester spoke in favor of the amendment.

Mr. Rowell of Newport spoke against the amendment.

Mr. Pillsbury of Manchester moved that further consideration of the amendment be indefinitely postponed.

Mr. Pillsbury of Manchester spoke in favor of the amendment and then withdrew his motion to indefinitely postpone.

The question being on the amendment offered by Mr. Pillsbury of Manchester.

On a *viva voce* vote the affirmative prevailed.

Mr. McCullough of Keene requested a division.

A division being had, the results were manifestly in the affirmative and the amendment was adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 416:

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for veterans council by striking out the same and inserting in place thereof the following:

For veterans council:		
Personal services	$10,223.86	
Current expenses	828.00	
Travel	2,900.00	
Equipment	120.00	
Other expenditures:		
Veterans burials	4,500.00	
Total		$18,571.86

The question being on the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the amendment.

(Mr. Tiffany of Concord in the Chair)

Messrs. Walker of Concord and Clement of Rochester spoke against the amendment.

Personal Privilege

The Chair recognized Messrs. Pillsbury of Manchester and Clement of Rochester on points of personal privilege.

The question being on the amendment offered by Mr. Pillsbury of Manchester.

(Discussion ensued)

Messrs. Chandler of Bartlett and Scamman of Stratham spoke against the amendment.

Messrs. Bisbee of Derry, McMeekin of Haverhill and Duke of Hanover spoke in favor of the amendment.

On a *viva voce* vote the Chair was in doubt.

Mr. Scamman of Stratham requested a division.

A division being had, 197 members having voted in the affirmative and 84 members having voted in the negative, the amendment was adopted.

Mr. Soucy of Manchester moved that the House recess for 45 minutes.

On a *viva voce* vote the motion prevailed and the House recessed at 1:25 o'clock.

Recess

After Recess

The House reconvened at 2:10 o'clock.

(Speaker in the Chair)

Mr. Pillsbury of Manchester offered the following further amendments to House Bill No. 416:

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for department of health, food and chemistry: state, by striking out same and inserting in place thereof the following:

Food and chemistry: state		
Personal services	$55,084.31	
Current expenses	3,970.00	
Travel	12,200.00	
Equipment	7,370.00	
Total		78,624.31

Further amend the bill in the appropriation for department of health, sanitary engineering: state, by striking out same and inserting in place thereof the following:

Sanitary engineering: state		
Personal services	$47,723.12	
Current expenses	3,959.00	
Travel	7,125.00	
Total		58,807.12

Further amend said appropriation for department of health by changing Total for department of health: state: $571,637.16 changed to $557,387.16.

The question being on the amendments.

(Discussion ensued)

Messrs. Pillsbury of Manchester, Malley of Somersworth and Rathbone of Exeter spoke in favor of the amendments.

Mrs. Atwood of Sanbornton spoke against the amendments.

On a *viva voce* vote the amendments were adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 416:

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for liquor commission, beer administration, by striking out the words and figures "Travel 19,370.00" and inserting in place thereof, Travel 24,500.00. Further amend said paragraph by striking out the words and figures "Equipment 18,840.00" and inserting in place thereof, Equipment 565.00. Further amend said paragraph by changing the Total: 142,245.06 changed to 129,100.06. Further amend the bill in the appropriation for liquor commission, liquor enforcement, by striking out the words and figures "Travel 5,600.00" and inserting in place thereof, Travel 6,500.00.

Further amend said paragraph by striking out the words and figures "Equipment 18,840.00". Further amend said paragraph by changing Total: 38,116.85 changed to 32,831.85. Further amend the bill in the appropriation for liquor commission, stores operation, by striking out the words and figures "Travel 8,500.00" and inserting in place thereof, Travel 9,000.00. Further amend said paragraph by striking out the words and figures "Equipment 8,915.00" and inserting in place thereof, Equipment 5,415.00. Further amend said paragraph by changing Total: 876,846.68 changed to 873,846.68. Further amend the bill by changing Total for liquor commission: $1,276,275.41 changed to $1,254,845.41. Further amend the bill by changing Less revenue: 1,276,275.41 changed to 1,254,845.41.

The question being on the amendment.

Mr. Pillsbury of Manchester spoke in favor of the amendment.

Mr. Cole of Lebanon spoke against the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 416:

Amend said bill by inserting after section 7 the following new section:

8. *Special Funds from Harness Racing Receipts.* Amend RSA 6:24-a as inserted by 1957, 122:4 by inserting at the end of said section the words, "provided, however, the governor and council may transfer any funds in the sinking fund authorized by this section to the general funds of the state" so that said section as amended shall read as follows: 6:24-a. *Sinking Fund.* The state treasurer shall keep in a separate so-called sinking fund all receipts from the harness race fund as provided in RSA 284:2 and said fund shall be allowed to accumulate and no expenditure shall be made therefrom until otherwise ordered by the general court of 1959. Provided, however, the governor and council may transfer any funds in the sinking fund authorized by this section to the general funds of the state.

Further amend said bill by renumbering section 8 to read section 9.

Speaker's Ruling

The Chair rules that the amendment offered by Mr. Pillsbury of Manchester is not in order because it is an amendment to the general statutes of the State of New Hampshire and not germane to the bill now under consideration by the House.

Upon his own motion, duly seconded, Mr. Pillsbury of Manchester appealed from the decision of the Chair.

The question being, Is the Chair correct?

The Chair spoke in favor of his ruling.

Mr. Pillsbury of Manchester spoke against the ruling of the Chair.

At the request of Mr. Bradley of Hanover the amendment was read a second time.

On a *viva voce* vote the Chair was in doubt.

Mr. Pillsbury of Manchester requested a division.

A division being had, 150 members having voted in the affirmative and 133 members having voted in the negative, the ruling of the Speaker was upheld.

Mr. Pillsbury of Manchester moved that the rules of the House be so far suspended as to permit the introduction of an amendment not germane to the bill.

The question being on the motion.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pillsbury of Manchester requested a division.

A division being had, 171 members having voted in the affirmative and 117 members having voted in the negative, the motion to suspend the rules did not prevail, a two-thirds vote being necessary under the rules.

The question being, Shall the bill be read a third time?

Messrs. Pillsbury of Manchester and Pickett of Keene spoke against the bill.

Mr. Bradley of Hanover spoke in favor of the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Walker of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 417, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1959, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

The report was accepted.

The question being on the committee's amendment as printed in the supplement to the Journal for Wednesday, May 29, commencing on page 823.

Mr. Pillsbury of Manchester offered the following amendment to the amendment:

Further amend the bill in the appropriation for department of health, maternal and child health and crippled children's services: state, by striking out the words and figures "Convalescent care and clinics $40,000.00" and inserting in place thereof, Convalescent care and clinics $60,000.00.

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the committee's amendment as amended.

On a *viva voce* vote the amendment as amended was adopted.

Mr. McMeekin of Haverhill offered the following further amendment to House Bill No. 417:

Amend line 15 (of the printed bill) relating to Legislative council by adding a footnote as follows:

Notwithstanding the provision of other statutes, the expenditure of this appropriation shall be limited to the consideration of all matters referred to it by the general court, by the governor and council and by state departments.

On a *viva voce* vote the amendment was adopted.

Mr. McMeekin of Haverhill, on behalf of Mrs. Brungot of Berlin, offered the following further amendment to House Bill No. 417:

(Page 46) for Secretary of State:

Amend line 14 by striking out the figure "43,890.00" and inserting in place thereof the figure, 44,390.00.

Further amend line 16 by striking out the figure "49,-890.00" and inserting in place thereof the figure, 50,390.00.

Further amend by inserting a footnote as follows:

* $500.00 of current expenses are for the purpose of printing sample ballots for free distribution.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester offered the following amendments to House Bill No. 417:

Amend section 1 of said bill as follows:

Amend the bill in the appropriation For public works division of department of public works and highways by striking out the same and inserting in place thereof the following:

For public works division of department of public works and highways:	
Personal services	$55,000.00
Current expenses	4,000.00
Travel	5,000.00
Equipment	1,000.00
Total	$65,000.00

*Less estimated revenue from charges to projects	40,000.00	
Net appropriation		$25,000.00

* Any revenue received in excess of $40,000.00 shall be available for further expenditure with the approval of the governor and council.

Further amend the bill in the appropriation for liquor commission, beer administration, by striking out the words and figures "Travel 19,370.00" and inserting in place thereof, Travel 24,500.00. Further amend said paragraph by changing the Total: 124,705.70 changed to 129,835.70. Further amend the bill in the appropriation for liquor commission, liquor enforcement, by striking out the words and figures "Travel 5,660.00" and inserting in place thereof, Travel 6,500.00. Further amend said paragraph by changing Total: 32,712.02 changed to 33,552.02. Further amend the bill in the appropriation for liquor commission, stores operation, by striking out the words and figures "Travel 8,500.00" and inserting in place thereof, Travel 9,000.00. Further amend said paragraph by changing Total: 879,951.40 changed to 880,451.40. Further amend the bill by changing Total for liquor commission: $1,251,345.41 changed to $1,257,815.41. Further amend the bill by changing Less revenue: 1,251,345.51 changed to 1,257,815.41.

Further amend the bill in the appropriation For veterans council by striking out the same and inserting in place thereof the following:

For veterans council:		
Personal services	$10,568.62	
Current expenses	828.00	
Travel	2,900.00	
Other expenditures:		
Veterans burials	4,500.00	
Total		$18,796.62

Further amend the bill in the appropriation for department of health, food and chemistry: state, by striking out the words and figures "Travel 8,500.00" and inserting in place

thereof the words and figures, Travel 12,200.00. Further amend said paragraph by striking out the Total "67,336.80" and inserting in place thereof the figures, 71,516.80.

Further amend the bill in the appropriation for department of health, sanitary engineering: state, by striking out the words and figures "Travel 4,525.00" and inserting in place thereof the words and figures, Travel 7,125.00. Further amend said paragraph by striking out the Total "$56,356.84" and inserting in place thereof the figure 58,956.84. Further amend said appropriation by changing Total for department of health: state: $543,242.64 changed to $550,022.64.

On a *viva voce* vote the amendments were adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 417:

Amend section 1 of said bill as follows:

Amend the bill in the appropriation for public utilities commission, office of the commission, by striking out the words and figures "Other personal services $62,466.38" and inserting in place thereof Other personal services $68,427.78, and further amend said paragraph by changing the total as follows: $97,806.70 changed to $103,768.10.

The question being on the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the amendment.

Mr. Walker of Concord spoke against the amendment.

Mr. Pillsbury of Manchester spoke a second time in favor of the amendment.

Mr. Walker of Concord spoke a second time against the amendment.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pillsbury of Manchester requested a division.

A division being had, 108 members having voted in the affirmative and 167 members having voted in the negative, the amendment was not adopted.

The question being, Shall House Bill No. 417 be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Abbott of Hudson, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 355, An Act relative to employment in the state personnel system, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Lamprey of Moultonborough explained the reasons for the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Bennett of Keene, for the Committee on Judiciary, to whom was referred Senate Bill No. 68, An Act establishing an agreement on detainers, having considered the same, reported the same with the recommendation that the bill be referred to the Judicial Council.

The report was accepted.

On a *viva voce* vote the recommendation of the committee was adopted.

Mr. Bennett of Keene, for the Committee on Judiciary, to whom was referred Senate Bill No. 90, An Act relative to detainers within the state, having considered the same, reported the same with the recommendation that the bill be referred to the Judicial Council.

The report was accepted.

On a *viva voce* vote the recommendation of the committee was adopted.

Mr. Mason of Hill, for the Committee on Public Health, to whom was referred Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for

drinking, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Moore of Bradford, for the Committee on Public Works, to whom was referred House Bill No. 304, An Act relative to throwing, depositing and dumping of refuse, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by a Concurrent Resolution.

On a *viva voce* vote the resolution of the committee was adopted.

Mr. Pillsbury of Manchester offered the following concurrent resolution:

Concurrent Resolution
Relating to Litterbugs.

Whereas, the citizens of the state of New Hampshire take great pride in the grandeur which nature has bestowed upon their state, and

Whereas, the citizens of the other 47 states and our good neighbors from Canada annually visit our state to enjoy these natural wonders, and

Whereas, a small minority of our citizens and tourists disfigure these natural beauties with trash and litter, especially along our roadsides, and

Whereas, the crews of the highway departments of the towns, cities, and state annually spend thousands of dollars removing this litter and,

Whereas, the various garden clubs and other civic and fraternal organizations devote much time and effort to beautifying our roadsides and improving picnic facilities and

Whereas, records show that those who litter public places are subject to a fine not to exceed $25.00, and

Whereas, there have been many arrests but few convictions and only upon the rarest of instances does anyone pay the maximum fine,

Therefore Be It Resolved by the Senate and House of Representatives in General Court Convened:

That the General Court hereby memorializes the courts of our state and the law enforcement officers of our state to enforce the laws currently in the statutes and to impose the fines already established by law. Only stricter application of the law by our courts will encourage the litterbug to abandon his disfiguring work. The efforts of thousands of our citizens to improve the beauty of our roadsides are now laid to waste in a few thoughtless minutes by trash tossers and garbage heavers. The citizens of our state annually pay thousands of dollars in taxes to be spent removing the debris left by thoughtless fellow citizens. By the erection of hundreds of signs along the roadside, all have been made aware of the existence of an anti-litter law and the fine they may expect to pay.

On a *viva voce* vote the concurrent resolution was adopted and sent to the Senate for concurrence.

Mr. Smith of Hinsdale, for the Special Committee consisting of the members from the county of Cheshire, to whom was referred Senate Bill No. 72, An Act relative to compensation for the commissioners of Cheshire county, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Cormier of Somersworth, for the Special Committee consisting of the Members from the city of Somersworth, to whom was referred House Bill No. 432, An Act providing for salaries for members of the Somersworth city council, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Angus of Claremont, for the Committee on Labor, to whom was referred House Bill No. 305, An Act relative to minimum wage law, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following: 1. *Hourly Rate.* Amend RSA 279:21 (supp) as amended by 1955, 288:1 by

striking out the words "seventy-five cents" in the second line and inserting in place thereof the words, eighty-five cents; by striking out the word "seventy" in the tenth line and inserting in place thereof the word, eighty, by striking out the word "sixty-five" in the thirteenth line and inserting in place thereof the word, seventy-five, by inserting after the word "hospitals," the words, or homes for the aged, and after the words "non-profit hospital corporation," the words, or non-profit home for the aged, so that said section as amended shall read as follows: 279:21. *Minimum Hourly Rate.* No person, firm or corporation shall employ any employee at a rate of less than eighty-five cents per hour, provided that this limitation shall not apply to employees engaged in household labor, domestic labor, farm labor, outside salesmen, summer camps for minors, restaurants, hotels, inns and cabins; and provided this limitation shall not apply to employees engaged as newsboys or golf caddies, and this limitation shall not apply to employees of hospitals or homes for the aged organized as non-profit corporations except as hereinafter provided. Further provided that no non-profit hospital corporation or non-profit home for the aged shall employ a laundry employee or nurse aide or practical nurse at a rate of less than eighty cents per hour, and no person, firm or corporation shall employ any employee as usher at a theatre or pin boy at a bowling alley, at a rate of less than seventy-five cents per hour.

Amend section 2 of said bill by striking out the word "eighty-five" where it occurs in the third and seventh lines and inserting in place thereof the word, seventy-five, so that said section as amended shall read as follows: 2. *Special Cases.* Amend RSA 279:22 (supp) as amended by 1955, 288:1 by striking out the word "sixty-five" in the fourth line and inserting in place thereof the word, seventy-five, so that said section as amended shall read as follows: 279:22. *Special Authorization in Certain Cases.* A person with less than six months' experience in an occupation, or a person whose earning capacity is impaired by age, or physical or mental deficiency, may be paid not less than seventy-five cents per hour upon application to and authorization from the commissioner of labor.

The report was accepted.

The question being on the amendment offered by the committee.

At the request of Mr. Craig of Manchester, Mr. Angus of Claremont explained the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill, for the Committee on Rules, to whom was referred Concurrent Resolution, Concurrent Resolution relating to adopting Joint Rule No. 13, having considered the same, reported the same with the following amendment, and the recommendation that the Concurrent Resolution as amended ought to pass.

Amend the Concurrent Resolution by adding at the end thereof the words, the report of the Committee of Conference shall be signed by each member of the committee, so that said resolution as amended shall read as follows:

Resolved, that the following joint rule be adopted relating to a Committee of Conference:

13. Whenever a Committee of Conference is requested by either branch and such request is acceded to by the other, the President of the Senate shall appoint two members of the Senate and the Speaker of the House shall appoint three members of the House to serve on such committee. The first named member of the branch making a request for the committee of Conference shall be chairman of the committee. The report of the Committee of Conference shall be signed by each member of the committee.

The report was accepted.

The question being on the amendment.

Mr. McMeekin of Haverhill explained the concurrent resolution and amendment at the request of Mr. Pillsbury of Manchester.

On a *viva voce* vote the amendment was adopted.

The question being on the concurrent resolution as amended.

On a *viva voce* vote the concurrent resolution as amended was adopted.

Mr. Geisel of Manchester, for the Committee on Banks, to whom was referred Senate Bill No. 131, An Act relating to

building and loan associations, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out the word "an" in the third line and inserting in place thereof the words, a loan; further amend said section by inserting after the word "the" in the eleventh line the word, loan, and by striking out the word, "An" in the eighteenth line and inserting in place thereof the words, a loan, so that said section as amended shall read as follows:

1. *Building and Loan Associations.* Amend RSA 393:15-a (supp) as inserted by 1955, 140:1 by striking out said section and inserting in place thereof the following: 393:15-a. *Unsecured Loans.* A loan association or cooperative bank may loan its funds as follows:

I. In loans insured by the Federal Housing Commissioner under Title I of the National Housing Act of 1934 with all subsequent amendments thereto.

II. In loans of improved real estate for the purpose of financing the repair, alteration, improvement or rehabilitation without the additional security of a lien upon such real estate; Provided, that (a) The loan association or cooperative bank is the holder of the first mortgage upon the property to be improved; (b) the net proceeds of any such loan do not exceed thirty-five hundred dollars; (c) each such loan is evidenced by one or more negotiable notes; (d) the resulting aggregate amount of all such loans does not exceed an amount equal to fifteen per cent of a loan association's or cooperative bank's assets; (e) each such loan is repayable in regular monthly installments within a period of five years.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bates of Chichester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by inserting at the end of said section the following: Provided further that when any member

of the state retirement system serving on such an interstate commission takes advantage of the provisions hereof and makes the necessary contributions to the state system the interstate commission shall also contribute to said state retirement system amounts equal to the contributions for which the state would have been liable had said employee remained in the service of the state, so that said section as amended shall read as follows: 1. *State Employees Retirement System.* Amend RSA 100 by inserting after section 20 the following new section: 100:20-a Members of Interstate Commissions. Notwithstanding any other provision of law, an employee of the state and a member of its retirement system selected to serve with an interstate commission on which the state is represented and to which the state contributes, shall, while serving with such interstate commission, continue in membership of the state employees retirement system, and shall contribute to the funds of said system in an amount which he would have contributed had he remained in the service of the state, and shall be entitled to all the benefits and privileges of the retirement system as though he continued to be paid from a state payroll. Provided further that when any member of the state retirement system serving on such an interstate commission takes advantage of the provisions hereof and makes the necessary contributions to the state system the interstate commission shall also contribute to said state retirement system amounts equal to the contributions for which the state would have been liable had said employee remained in the service of the state.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill moved that the remaining items of business on today's calendar be put over until Tuesday, June 11.

On a *viva voce* vote the motion prevailed.

Resolutions

Mrs. Gagnon of Berlin, for the Berlin Delegation, offered the following resolution:

Whereas, we have learned with regret of the passing of Aime A. Tondreau of Berlin, and

Whereas, Mr. Tondreau was one of the most loyal citizens of Coos County, having been a long-time member of the Berlin

City Council and having served for twelve years as Mayor of that city, the longest time any Mayor has ever served as such, therefore be it

Resolved, that we, the members of the Berlin Delegation of the House of Representatives, do hereby pay tribute to the memory of this respected citizen and his service to his community, and extend to his family our most sincere sympathy in its bereavement and be it further

Resolved, that a copy of these resolutions be transmitted by the Clerk to Mrs. Aime Tondreau.

Mr. Pickett of Keene spoke in favor of the resolution.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and third reading of resolutions by caption only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

House Bill No. 416, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1958, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 416.

On a *viva voce* vote the motion to reconsider did not prevail.

House Bill No. 417, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1959, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 417.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings (continued)

Senate Bill No. 131, An Act relating to building and loan associations, was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor.

House Bill No. 305, An Act relative to minimum wage law.

House Bill No. 432, An Act providing for salaries for members of the Somersworth city council.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 72, An Act relative to compensation for the commissioners of Cheshire county.

Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for drinking.

Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns.

On motion of Mrs. Gagnon of Berlin the House adjourned at 4:15 o'clock.

TUESDAY, JUNE 11, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Our Father, as a new day comes to bring a new opportunity, help us to use it better than we used yesterday. While yet there is time, we would remember the special temptations which have overcome us before. We have been so intent on

our own way that we have turned others aside from their ways; we have been too pre-occupied to be understanding or kind. We pray, O God, that we may be made more thoughtful and considerate, so that when this day ends, there may be less for which we need to be forgiven and more for which we may be glad, because we will have tried to let Thy goodness express itself through our obedient minds and hearts and wills. Amen.

Salute to the Flag

Mr. O'Shan of Laconia led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced a group of students from Merrimack High School, as guests of the House, sponsored by Mr. Peaslee of Merrimack.

Leaves of Absence

Mr. Nickerson of Tamworth was granted a leave of absence for the week on account of important business.

Mr. Sanborn of Hampton Falls was granted a leave of absence for today and tomorrow on account of important business.

Mr. Geisel of Manchester was granted a leave of absence for the day on account of important business.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 80, An Act relating to the expiration of void mortgages.

Senate Bill No. 110, An Act relative to reports of fire insurance companies to the board of fire control.

Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton and Seabrook.

Senate Bill No. 147, An Act relative to children acting as caddies or delivering newspapers.

Senate Bill No. 150, An Act relative to factors' liens.

Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 80, An Act relating to the expiration of void mortgages. To the Committee on Judiciary.

Senate Bill No. 110, An Act relative to reports of fire insurance companies to the board of fire control. To the Committee on Insurance.

Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton and Seabrook. To the Committee on Education.

Senate Bill No, 147, An Act relative to children acting as caddies or delivering newspapers. To the Committee on Labor.

Senate Bill No. 150, An Act relative to factors' liens. To the Committee on Judiciary.

Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans. To the Committee on Judiciary.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 58, An Act relative to inspectors in the labor department.

House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts.

House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicle.

House Bill 345, An Act establishing the advisory committee on shore fisheries.

House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses.

House Bill No. 389, An Act to provide for the establishment of insect and pest control districts.

House Bill No. 405, An Act relative to annual returns of business corporations.

House Bill No. 393, An Act relative to the charter of the city of Portsmouth.

House Bill No. 186, An Act relative to form of state budget and requests by state agencies for appropriations and capital improvements.

House Bill No. 225, An Act relative to the interstate compact on juveniles.

House Bill No. 377, An Act relative to investigation of subversive activities.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 374, An Act relative to interest from date of writ in certain civil actions.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Civil Actions.* Amend RSA 524 by inserting after section 1 the following new sections:

524:1-a. *Interest to be added.* In the absence of a demand prior to the institution of suit, in any action on a debt or account stated or where liquidated damages are sought, interest shall commence to run from the time of the institution of suit. This statute shall be inapplicable where the party to be charged pays the money into court in accordance with the rules of the superior court.

524:1-b. *Interest from Date of Writ.* In any action in which a verdict is rendered or a finding made for pecuniary damages for personal injuries to the plaintiff, or for wrongful death or for consequential damages, or for damage to property, there shall be added by the clerk of court to the amount of damages interest thereon from the date of the writ, even though such interest brings the amount of the verdict or finding beyond the maximum liability imposed by law.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mr. Green of Manchester the House voted to non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Messrs. Green, Smith and King of Manchester as conferees on the part of the House.

The Senate message further announced that the Senate has voted to recall from the Governor the following entitled bill:

House Bill No. 328, An Act relative to operation of motor vehicle when approaching a blind pedestrian with a seeing eye dog or white cane on crosswalks.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog or a white cane on crosswalks.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Blind Pedestrians.* Amend RSA 263:58 by striking out the words "blind pedestrians using" in the first line and inserting in place thereof the words, a blind pedestrian with a seeing eye dog or carrying" so that said section as amended shall read as follows: 263:58. *Care Required.* A blind pedestrian with a seeing eye dog or carrying a white cane shall have the right of way on crosswalks in compact parts of town. An operator of a motor vehicle shall be prima facie guilty of negligence if he injures any such pedestrian on such a cross walk. Such operator when on a highway outside the compact part of a town shall exercise every reasonable precaution to insure the safety and protection of such pedestrians and their guides, and if necessary, shall stop his motor vehicle.

On motion of Mr. Soucy of Manchester, the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Workmen's Compensation Law.* Amend paragraph I of RSA 281:2 by striking out said paragraph and inserting in place thereof the following: I. Employer, means a person, partnership, association, corporation and the legal representative of a person, partnership, association or corporation, who employs five or more persons, whether in one or more trades, businesses, professions or occupations, and whether in one or more locations, except casual employees, farm labor and domestic service. In determining the number of persons employed there shall be included persons whose contract of employment was entered into outside the state, if they are actually employed on work in this state. Any other employer may elect to accept the provisions of this chapter in accordance with sections 3 and 7.

Amend section 6 of said bill by adding after paragraph III the following new paragraph:

IV. Whenever there is a recovery against a third person under any of the preceding paragraphs, the labor commissioner, or the superior court, as the case may be, shall order such division of expenses and costs of action, including attorney's fees, between employer and employee as justice may require.

On motion of Mr. Angus of Claremont the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 78, An Act relative to marine toilets and disposal of sewage from boats.

Amend RSA 149-A:7, as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the following:

149-A:7. *Suspension of Registration.* If, upon said inspection it shall appear that any marine toilet within or on a boat in operation on waters of this state is not adequately equipped with a treatment device within said boat and securely affixed to such toilet, the member, agent, or inspector is directed not later than forty-eight hours thereafter to require from the owner, operator, or any person on board said boat production and surrender of its certificate of registration, the owner, operator, or any person on board said boat shall have forty-eight hours from said inspection within which to remedy the defect. If, at the expiration of said forty-eight hours the boat remains inadequately equipped with a treatment device as hereinabove described, said member, agent, or inspector shall then endorse in ink upon said certificate of registration a brief statement of the nature of the violation and shall forward it forthwith by mail or in person to the public utilities commission, where it shall be held by said commission until receipt of written authority from the water pollution commission for its return, which authority shall include a statement that the specified violation has been remedied in accordance with the provisions hereof and regulations of the water pollution commission promulgated hereunder.

On motion of Mr. Sawyer of Brookfield the House voted to concur in the amendment sent down from the Honorable Senate.

Committee Reports

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out all after the caption and inserting in place thereof the following:

Whereas, by the enactment of chapter 218, Laws of 1953, certain sums of money were appropriated for the construction of sea walls at Hampton Beach and by an amendment to said act, chapter 265, Laws of 1955 portions of said sums were to be expended for shore protection at Boar's Head in the town of Hampton, and

Whereas, by general statute the balance of said special appropriation lapsed as of June 10, 1956, and as of said date there were certain funds unexpended thereunder amounting to over thirty thousand dollars, now therefore be it

Resolved by the Senate and House of Representative in General court:

That the sum of thirty thousand dollars is hereby appropriated and made available for purposes as hereinafter provided: The sum of eighteen thousand dollars is made available for expenditure by the recreation division of the department of forestry and recreation pursuant to the provisions of RSA 228 for the sole purpose of providing electrical facilities for lighting the state-owned parking areas at Hampton Beach; and the sum of twelve thousand dollars is made available for expenditure by the department of public works and highways for protection of shoreline from erosion at Boar's Head at Hampton. Any balance of the appropriation made hereunder shall not be used for any other project than those specified hereunder. The sums hereby appropriated shall be a charge on the general funds of the state and the governor is authorized to draw his warrants for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Littlehale of Durham, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriations, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted, and the bill ordered to a third reading.

Mr. Bennett of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 142, An Act relative to taxation of real estate and personal property, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend paragraph IV of RSA 72:23 as inserted by section 2 of said bill by adding at the end thereof the words, provided

further that if the value of the dormitories, dining rooms and kitchens shall exceed one hundred and fifty thousand dollars, the value thereof in excess of said sum shall be taxable. A town at an annual town meeting or the governing body of a city may vote to increase the amount of the exemption upon dormitories, dining rooms and kitchens, so that said paragraph as amended shall read as follows:

IV. The buildings and structures of schools, seminaries of learning, colleges, academies and universities organized or incorporated or carrying on their principal activities in this state and used and occupied by them for the purposes for which they are established, including but not limited to the dormitories, dining rooms, kitchens, auditoriums, classrooms, infirmaries, administrative and utility rooms and buildings connected therewith, athletic fields and facilities and gymnasiums, boat houses and wharves belonging to them and used in connection therewith, and the land thereto appertaining but not including lands and buildings not used and occupied directly for the purposes for which they are organized or incorporated, and the personal property used by them for the purposes for which they are established, provided none of the income or profits are divided among the members or stockholders or used or appropriated for any other purpose than the purpose for which they are organized or established; provided further that if the value of the dormitories, dining rooms and kitchen shall exceed one hundred and fifty thousand dollars, the value thereof in excess of said sum shall be taxable. A town at an annual meeting or the governing body of a city may vote to increase the amount of the exemption upon dormitories, dining rooms and kitchens.

Amend paragraph V of said RSA 72:23 as inserted by section 2 of the bill by striking out all after the word "established" in the sixth line, so that said paragraph as amended shall read as follows:

V. The real estate and personal property owned by charitable organizations and societies organized or incorporated in this state or having a principal place of business in this state, and occupied and used by them for the purposes for which they are established, provided that none of the income or profits thereof is used for any other purpose than the purpose for which they are established.

Further amend said bill by adding after section 4 the following new section:

5. *Exceptions.* Nothing herein contained shall repeal any exemption granted by special act and existing on the effective date of this act. All lawful exemptions granted by towns and cities in effect prior to April 1, 1958 shall remain in full force and effect until changed in accordance with this act by vote of such town or city.

Further amend said bill by renumbering section 5 to read section 6.

The report was accepted.

The Chair announced that the minority report had been withdrawn.

The question being on the amendment offered by the committee.

Mr. Green of Manchester offered the following amendment to the amendment.

Amend Paragraph IV of the amendment by adding after the word "and" in the third line the word, owned,

Mr. Green of Manchester explained the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the amendment as amended.

On a *viva voce* vote the amendment as amended was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Bouthillier of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 319, An Act relative to compensation for deputy registrars of probate, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate

Bill No. 44, An Act relative to compensation to inmates of Laconia state school, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 102, An Act relative to final disposition of cases involving delinquent children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Street of Sharon, for the Committee on Transportation, to whom was referred Concurrent Resolution relating to Boston & Maine Railroad, having considered the same, reported the same with the recommendation that the concurrent resolution ought to be adopted.

The report was accepted.

On a *viva voce* vote the concurrent resolution was adopted.

Mr. Kearns of Manchester, for the Committee on Ways and Means, to whom was referred House Bill No. 402, An Act relative to exemptions from the stock-in-trade tax, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Young of Pittsfield moved that the bill be laid upon the table and the following resolution adopted:

Resolved, that the Supreme Court be requested to render an opinion on the constitutionality of House Bill No. 402, An Act relative to exemptions from the stock-in-trade tax.

The question being on the motion and resolution.

Mr. Young of Pittsfield spoke in favor of the motion and resolution.

On a *viva voce* vote the motion prevailed and the resolution was adopted.

Mr. Battles of Kingston, for the Committee on Ways and Means, to whom was referred House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the words "one year" in the third and sixth lines and inserting in place thereof the words, six months, so that said section as amended shall read as follows:

1. *Motor Vehicle Road Toll.* Amend sub-paragraph (a) of RSA 265:19, II by striking out the words "ninety days" and inserting in place thereof the words, six months, and by striking out the last sentence of said sub-paragraph, so that said sub-paragraph as amended shall read as follows: (a) All applications for refunds must be made under penalties of perjury and must be filed with the commissioner within six months from the date of purchase or invoice of the motor fuel with respect to which refund is claimed.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. King of Manchester, for the Special Committee consisting of the Delegation from the City of Manchester, to whom was referred House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the words "six thousand" in lines four and ten and inserting in place thereof the words, five thousand one hundred, so that said section as amended shall read as follows:

1. *Manchester Municipal Court.* Amend RSA 502:7, I (supp) as amended by 1955, 133:1, 182:1, 279:1, by striking out the words "In Manchester, four thousand six hundred dollars" and inserting in place thereof the words, In Manchester, five thousand one hundred dollars, so that said paragraph as amended shall read as follows:

I. *Salaries of Justices.* Salaries of justices of municipal courts shall be paid from the treasury of the city or town in

which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum.

In Manchester, five thousand one hundred dollars;
In Nashua, three thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, two thousand five hundred dollars;
In Dover, one thousand eight hundred dollars;
In Laconia, one thousand eight hundred dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Milford, six hundred dollars.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. McMeekin of Haverhill offered the following amendment to the amendment:

Amend the amendment by adding at the end thereof the following words, In Haverhill, eight hundred dollars.

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the amendment offered by the committee as amended.

On a *viva voce* vote the amendment as amended was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred House Bill No. 404, An Act relative to issuance of hotel liquor licenses in towns voting against the sale of malt beverages, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Liquor Laws, to whom was referred House Bill No. 404, An Act relative to issuance of hotel liquor licenses in towns voting against the sale of malt beverages, having considered the same, and being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

HARRY S. TOWNSEND,
A Minority of the Committee.

The reports were accepted.

Mr. Hunter of Hampton moved that House Bill No. 404 and pending reports be laid upon the table and made a Special Order for Thursday, June 13, at 11:01 o'clock.

The question being on the motion.

(Discussion ensued)

Messrs. Hunter of Hampton and Wardwell of Portsmouth spoke in favor of the motion.

Mr. Pickett of Keene spoke against the motion.

Personal Privilege

The Chair recognized Mr. Pickett of Keene on a point of personal privilege.

The question being on the motion for a Special Order.

On a *viva voce* vote the motion did not prevail.

Mr. Townsend of Lebanon moved that the report of the minority "ought to pass" be substituted for the report of the majority "inexpedient to legislate".

The question being on the motion.

(Discussion ensued)

Mr. Townsend of Lebanon spoke in favor of the motion.

(Mr. Young of Pittsfield in the Chair)

Mr. Hunter of Hampton spoke in favor of the motion.

(Speaker in the Chair)

Mr. Gay of New London moved that further consideration of House Bill No. 404 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Gay of New London, Hersom of Northumberland, Pickett of Keene, Danforth of Manchester, Crosby of Hillsborough and Bloomfield of Claremont spoke in favor of the motion.

Messrs. Rathbone of Exeter, Wardwell of Portsmouth and Hunter of Hampton spoke against the motion.

Mr. Peever of Salem moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The main question being on the motion to indefinitely postpone.

Mr. Hunter of Hampton requested a division.

A division being had, 187 members having voted in the affirmative and 120 members having voted in the negative, the motion to indefinitely postpone prevailed.

Mr. Hunter of Hampton demanded the Yeas and Nays but subsequently withdrew his demand.

Mr. Townsend of Lebanon demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 207

GRAFTON COUNTY: Pryor, Plumer, Peabody, Nettleton, Bradley, Duke, Monahan, Larty, McMeekin, Chamberlain, Jones, Whipple, McGee, Collyer, Armstrong, Haskins, Bell, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Sheridan, Brungot, Fontaine, Gagnon, Lacasse of Berlin, Heath, Graham of Gorham, Swett of Lancaster, Bushey, Hersom, Richardson, Placy, Stinson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Persson, Gay of Derry, Blair, Sheehy, Labranche, Sewall, Pinkham, Barrett, Dondero, Payette, Sadler, Wood, Foote, Joyce, Blaisdell, Russell of Portsmouth, Landrigan, Philbrick, Haigh, Peever, Willis.

STRAFFORD COUNTY: Blanchette, Wiggin of Dover, Desjardins, Morrison, Littlehale, Rolfe, Lacasse of Rochester, Valliere, Maloomian, Cormier.

BELKNAP COUNTY: McAllister, Haggett, Robertson, McCarthy, Morin, Simoneau, Tilton, Karagianis, Lucier, O'Shan, Dana, Miner, Smith of Meredith.

CARROLL COUNTY: Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Thompson of Effingham, Lamprey, Willmott, Peaslee of Wakefield, Carr of Wolfeboro, Claflin.

MERRIMACK COUNTY: Baron, Phelps, Turner, Bates, Allen, Lafford, Gibson, Tiffany, Corbett, Jewett, Barnard, Maxham, Comi, Kenney, Ayotte, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Thibeault of Pembroke, Woodbury, Young, Bigelow.

HILLSBOROUGH COUNTY: Hambleton, Adams of Greenfield, Crosby, Gallagher, Paul, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, Champagne, Delisle, Cary, Morris, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Crowley, Peaslee of Merrimack, Cooper, Saunders, Thibault of Nashua, Belcourt, Ayers, Brosnahan, Maynard, Dionne of Nashua, Chartrain, Ryan, Sweeney, Bouley, Dugas, Latour, Sabluski, Bouthillier, Dumais, Dutton, Rice, Street.

CHESHIRE COUNTY: Post, Spofford, Haley, Terrill, Winch, McCullough, Bennett, Brown of Keene, Pickett, Oliver, Tolman, Eaton of Stoddard, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Nahil, Desnoyer, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Merrifield, Crane.

Nays, 137

GRAFTON COUNTY: Willey, Graham of Canaan, Sanborn of Enfield, Williams of Grafton, Hayward, Morse, Adams of Lebanon, Cole, Porter, Townsend, Kelley of Littleton, Martin, Loizeaux, Barney.

COOS COUNTY: Christiansen, Rix, Cornelius, Potter, Gould.

ROCKINGHAM COUNTY: Griffin, Prescott, Tenney, Shattuck, Batchelder, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Merrill, Rathbone,

Spollett, Hunter, Lougee, Eastman of Kensington, Battles, Parmenter, Mott, Cheney of Newton, Carter, Perkins, Palmer, Hayes, Murch, Dame, Wardwell, Felch.

STRAFFORD COUNTY: Berry, Leighton, LaBonte, Dunnington, Webb, Connell, Brown of Durham, Gilman, Drew, Francoeur, Moulton, Maxfield, Nelson of Rochester, St. Pierre, Currier, Clement, Varney, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, Matheson, Lord, Burbank, Varrell, Atwood.

CARROLL COUNTY: Morrill.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Davis of Concord, Henry, Cheney of Concord, White of Concord, Lessels, Saltmarsh, Cilley, Walker, Sargent, Bunten, Nutter, Broadhurst, Burke of Franklin, Leonard, Carpenter, Wilman, Chadwick.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Jennings, Poore, Fortin, Williams of Hollis, Abbott, Warren, Ainley, Pillsbury, Martel of Manchester, ward 3, Winston, Tessier, King, Leclerc of Manchester, ward 14, Eaton of Mason, Deans, Falconer, Hutchinson, Cummings, Ramsdell, Record, Trombly, Marcoux, Locke, Thompson of New Ipswich, Eastman of Weare, Bardol.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Wheeler, Codding, Faulkner, Farr, Ostlund, Yardley, Terry, Ingham.

SULLIVAN COUNTY: Frizzell, Monblo, Davis of Cornish, Chivers.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Lamprey of Moultonborough moved that the House reconsider its vote whereby it requested a Committee of Conference on Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

On a *viva voce* vote the motion to reconsider prevailed.

Mr. Lamprey of Moultonborough moved that the House concur in the adoption of the amendment to Senate Bill No. 58 offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed.

Senate Message

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 393, An Act relative to the charter of the city of Portsmouth.

Amend said bill by striking out section 14 and inserting in place thereof the following:

14. *Takes Effect.* This act shall take effect for the next regular city election upon its approval by the governing body of the city of Portsmouth.

On motion of Mr. Foote of Portsmouth the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Reconsideration

Mr. Gay of New London moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 404, An Act relative to issuance of hotel liquor licenses in towns voting against the sale of malt beverages.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. Belcourt of Nashua offered the following resolution:

Whereas, today, June 11, 1957, is the 80th birthday of Albert Maynard, Representative from Ward 5, Nashua, and

Whereas, Representatives Maynard has been a member of the House of Representatives for nine sessions beginning with 1935, therefore, be it

Resolved, that we, the members of the House of Representatives, extend to our fellow member our very best wishes for a Happy Birthday today and for many more, and be it further

Resolved, that the Clerk of the House transmit to Mr. Maynard a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Report of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 58, An Act relative to inspectors in the labor department.

House Bill No. 186, An Act relative to form of state budget and requests by state agencies for appropriations and capital improvements.

House Bill No. 225, An Act relative to the interstate compact on juveniles.

House Bill No. 276, An Act relative to justices of the Laconia municipal court.

House Bill No. 345, An Act establishing the advisory committee on shore fisheries.

House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses.

House Bill No. 377, An Act relative to investigation of subversive activities.

House Bill No. 389, An Act to provide for the establishment of insect and pest control districts.

House Bill No. 405, An Act relative to annual returns of business corporations.

The report was accepted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and third reading of resolutions by caption only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law.

House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court.

House Bill No. 142, An Act relative to taxation of real estate and personal property.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 142.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriations, was read a third time, passed and sent to the Secretary of State to be engrossed.

House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas, was read a third time, passed and sent to the Senate for concurrence.

On motion of Mr. Maynard of Nashua the House adjourned at 1:45 o'clock.

WEDNESDAY, JUNE 12, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Sydney Cahoon, pastor of the Baptist Church of Woodstock, N. H.

Dear God, our Heavenly Father, Thou who art infinite in wisdom, love, understanding and all powerful. Who from Thy throne dost behold us and bless us. This morning we heartily beseech Thee that with favor Thou will bless the President of the United States, the Governor of this State and all others in authority, fill them with Thy presence so that they will do Thy will and walk in Thy way. O God, our Father look down upon us and sustain us with Thy spirit, so that we may always prove ourselves a worthy people of this good land that thou has given us. And grant that our ideals and aspirations may be according with Thy will, and that we may make our nation a blessing to all people. We ask this in the name of Jesus Christ our Lord. Amen.

Salute to the Flag

Mr. Mulaire of Hooksett led the Convention in the salute to the flag.

Leaves of Absence

Messrs. Leonard of Franklin and Gay of New London were granted leaves of absence for the day on account of important business.

Messrs. Batchelder of Deerfield and Phelps of Andover were granted leaves of absence for the rest of the week on account of important business.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Craig of Manchester), House Bill No. 439, An Act relative to accident reports filed with the public utilities commission. To the Committee on Executive Departments and Administration.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 74, An Act relative to the date for an annual town meeting.

Senate Bill No. 73, An Act relative to optional allowances under the teachers retirement system and to date of modification of integrated systems.

Senate Bill No. 57, An Act providing for dismissal of teachers and school district employees.

Senate Bill No. 128, An Act relative to investments of savings banks and loans by trust companies.

Senate Bill No. 170, An Act relative to dog registration tags.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 170, An Act relative to dog registration tags. To the Committee on Municipal and County Government.

Senate Bill No. 74, An Act relative to the date for an annual town meeting. To the Committee on Judiciary.

Senate Bill No. 128, An Act relative to investments of savings banks and loans by trust companies. To the Committee on Banks.

Senate Bill No. 73, An Act relative to optional allowances under the teachers retirement system and to date of modification of integrated systems. To the Committee on Education.

Senate Bill No. 57, An Act providing for dismissal of teachers and school district employees. To the Committee on Education.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele.

House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady.

House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole.

House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins.

House Joint Resolution No. 55, Joint Resolution in favor of Harvey V. Harrison.

House Bill No. 130, An Act to clarify the relationship between the Board of Nursing Education and Nurse Registration and the State Department of Education and to provide for the acceptance of federal aid for practical nurse training.

House Bill No. 231, An Act relative to sale of electrical appliances.

House Bill No. 303, An Act relative to educational facilities for intellectually retarded children.

House Bill No. 299, An Act relative to benefits under policemen's retirement system.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendment to the following entitled bill sent up from the House of Representatives:

Senate Bill No. 131, An Act relating to building and loan associations.

The Senate message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption

of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts.

Amend the title of said bill by striking out the words "third member" and inserting in place thereof the word, members, so that said title as amended shall read as follows:

An Act relative to compensation of members of appeal tribunal in public construction contracts.

On motion of Mr. Angus of Claremont the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Committee Reports

Mr. Rollins of Alton, for the Committee on Education, to whom was referred Senate Bill No. 152, An Act providing for a study relative to budgets for cooperative school districts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rollins of Alton, for the Committee on Education, to whom was referred Senate Bill No. 164, An Act legalizing the special actions taken at the special meeting of Hopkinton School District February 6, 1957 and authorizing certain indebtedness, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Williams of Grafton, for the Committee on Muni-

cipal and County Government, to whom was referred House Bill No. 433, An Act relative to Troy water works, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Smith of Meredith, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 145, An Act relative to the salaries of Strafford and Sullivan county solicitors, having considered the same, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the salaries of Strafford, Sullivan and Belknap county solicitors.

Amend section 1 of said bill by striking out the words "In Belknap, eighteen hundred dollars" and inserting in place thereof the words, In Belknap, two thousand dollars, so that said section as amended shall read as follows:

1. *County Solicitors.* Amend RSA 7:35 (supp) as amended by 1955, 247:2 and 1957, 34:1 by striking out said section and inserting in place thereof the following: 7:35. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.
In Strafford, twenty-five hundred dollars.
In Belknap, two thousand dollars.
In Carroll, two thousand dollars.
In Merrimack, twenty-five hundred dollars.
In Hillsborough, thirty-three hundred dollars.
In Cheshire, two thousand dollars.
In Sullivan, two thousand dollars.
In Grafton, twenty-four hundred dollars.
In Coos, twenty-four hundred dollars.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2 *Takes Effect.* The increase in salary for the Belknap County solicitor as provided in section 1 shall be effective as of

January 1, 1957, the increase for the Sullivan county solicitor shall be effective as of January 1, 1958 and the remaining provisions of this act shall take effect as of July 1, 1957.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Porter of Lebanon, for the Committee on Public Health, to whom was referred House Bill No. 436, An Act relative to marriage of epileptic persons, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Miner of Meredith, for the Committee on Ways and Means, to whom was referred House Bill No. 88, An Act relative to the distribution of the tax on boats and launches, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 435, An Act to abolish the personnel commission, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Nelson of Rochester, for the Special Committee consisting of the members from the city of Rochester, to whom was referred House Bill No. 407, An Act to revise the charter of the city of Rochester, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the words "two thousand" and inserting in place thereof the words, two thousand five hundred, so that said section as amended shall read as follows: 4. *Mayor.* Amend section 14 of chapter

241 of Laws of 1891 as amended by chapter 186 of Laws of 1897, as amended by chapter 281 of Laws of 1919, as amended by chapter 422 of Laws of 1949 by striking out said section and inserting in place thereof the following: Sect. 14. The mayor shall be chosen biennially and shall have a negative upon all actions of the council to which his veto power would extend had the city government herein constituted provided for a board of aldermen. He shall also preside in the meetings of the city council, but shall have no vote except in case of an equal division. Whenever the mayor shall be absent or disabled by sickness, or otherwise, or whenever the office of mayor shall become vacant by death, resignation, or otherwise, the council may choose one of their number to be chairman, who shall have all the powers and perform all the duties of the mayor during his absence or disability, and in the case of a vacancy, until a mayor shall be elected and qualified to fill it. The mayor shall receive an annual salary of two thousand five hundred dollars to be paid him at stated periods out of the city treasury and said salary shall be in full for services of any kind rendered by him in the discharge of all duties pertaining to his office.

Amend section 5 of said bill by adding at the end of said section the words: Each councilman shall receive ten dollars for each regular monthly meeting at which he is present, so that said section as amended shall read as follows: 5. *Council.* Amend section 15 of chapter 241 of Laws of 1891 by striking out said section and inserting in place thereof the following: Sect. 15. At the first biennial election after the adoption of this act, two councilmen shall be chosen by and from the qualified voters of each ward to serve, one for two years and one for four years, and at each biennial election thereafter, one councilman shall be chosen by and from the qualified voters of each ward to serve for the term of four years. Each councilman shall receive ten dollars for each regular monthly meeting at which he is present.

Amend section 3 of said bill by striking out said section and inserting in place thereof the following:

3. *Terms of Office.* Amend section 13 of chapter 241 of the Laws of 1891 by striking out said section and inserting in place thereof the following: Sect. 13. At the first biennial election after the adoption of this act, three selectmen shall

be chosen by and from the qualified voters of each ward. The term of office of each ward selectman shall be for six years, provided that of the first election hereunder one such selectman shall be chosen for a term of two years, one for a term of four years and one for a term of six years for each ward.

Amend said bill by inserting after section 7 the following new sections:

8. *Filling Vacancies.* Amend chapter 241 of the Laws of 1891 by inserting after section 13 the following new section: Sect. 13-a. Any vacancy in the office of selectmen school board member, city councilman or police commissioner shall be filled by the city council for the unexpired term. The person so chosen to fill such a vacancy shall be of the same political party as the elected officer.

9. *Terms of Office.* Amend section 1 of chapter 449, Laws of 1955, by striking out said section and inserting in place thereof the following: 1. *Rochester Police Commission.* There shall be a police commission for the city of Rochester consisting of three members. The members of said commission shall be elected by the voters of said city of Rochester at the biennial elections in the following manner: At the municipal election in November, 1957, one member of said board of police commissioners shall be elected for a term of six years, one member of said board shall be elected for a term of four years and one member of said board shall be elected for a term of two years and thereafter at each biennial election one member of said board shall be elected for a term of six years. At the biennial election in 1957 the member for the six-year term shall be a resident of Ward 1 or Ward 2; the member with the four-year term shall be a resident of Ward 3 or 4, and the member with the two-year term shall be a resident of Ward 5 or 6, and thereafter the election shall be rotated in the same manner. The term of office of each member shall commence in January next following his election. The terms of office of the present members of the police commission shall expire as of January 2, 1958 or as soon thereafter as their respective successors qualify.

Further amend said bill by renumbering sections 8, 9 and 10 to read 10, 11 and 12, respectively.

The report was accepted.

Mr. Clement of Rochester moved that reading of the amendment be dispensed with.

The question being on the motion.

Mr. Clement of Rochester explained the amendment.

On a *viva voce* vote the motion prevailed, the amendment was adopted and the bill ordered to a third reading.

Mr. Green of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 282, An Act relative to the responsibility of parents, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate, subject matter covered by other legislation.

The report was accepted and the resolution of the committee adopted.

Mr. Warren of Lyndeboro, for the Committee on Judiciary, to whom was referred House Bill No. 234, An Act relative to liability of parents for destruction of property by juveniles, having considered the same, reported the same without recommendation, the committee being equally divided.

The report was accepted.

Mrs. Currier of Rochester moved that the committee's report be made "Ought to pass".

The question being on the motion.

Mrs. Currier of Rochester spoke in favor of the motion.

Mr. Tiffany of Concord moved that further consideration of House Bill No. 234 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Tiffany of Concord, King of Manchester, Plumer of Bristol, Healy of Manchester, Ward 6 and Jones of Lebanon spoke in favor of the motion.

Messrs. Robb of Manchester, Pickett of Keene, Clement of Rochester, Broadhurst of Franklin and Mrs. St. Pierre of Rochester spoke against the motion.

Mr. McMeekin of Haverhill moved that the House recess for 45 minutes.

On a *viva voce* vote the motion prevailed and the House recessed at 12:40 o'clock.

Recess

After Recess

The House reconvened at 1:25 o'clock.

The question being on the motion offered by Mr. Tiffany of Concord that further consideration of House Bill No. 234 be indefinitely postponed.

(Discussion ensued)

Mr. Nelson of Rochester spoke against the motion.

(Mr. Lamprey of Moultonborough in the Chair)

Messrs. Deans of Milford, Pillsbury of Manchester and Green of Manchester spoke in favor of the motion.

Messrs. Allen of Concord, Eaton of Stoddard, Rollins of Alton and Davis of Conway spoke against the motion.

Mr. Corbett of Concord moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion to indefinitely postpone.

Mr. Nelson of Rochester demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 173

STRAFFORD COUNTY: Blanchette, Dunnington, Stearns, Valliere, Malley.

BELKNAP COUNTY: Haggett, Matheson, Lord, Simoneau, Tilton, Karagianis, Burbank, Dana, Atwood.

CARROLL COUNTY: Chandler, Roberts, Thompson of Effingham, Claflin.

MERRIMACK COUNTY: Baron, Vaughn of Bow, Bates, Lafford, Henry, Cheney of Concord, Gibson, White of Concord, Tiffany, Corbett, Saltmarsh, Cilley, Walker, Rufo, Bunten, Mason, DuDevoir, Mulaire, Nelson of Hopkinton, Thibeault of Pembroke, Woodbury, Bigelow.

HILLSBOROUGH COUNTY: Wiggin of Bedford, Hambleton, Adams of Greenfield, Pickering, Abbott, Gallagher, Green, Pettigrew, Soucy of Manchester, ward 1, Dewey, Pillsbury, Sullivan, Kelley of Manchester, Nolan, Winston, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Healy of Manchester, ward 6, O'Connor, Le-

Clerc of Manchester, ward 7, Tessier, Champagne, Craig, Delisle, Cary, Morris, King, Hurley, Martel of Manchester, ward 12, Dion of Manchester, Gelinas, Crowley, LeClerc of Manchester, ward 14, Eaton of Mason, Deans, Hutchinson, Cooper, Thibault of Nashua, Belcourt, Trombly, Maynard, Dionne of Nashua, Marcoux, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Locke.

CHESHIRE COUNTY: Post, Pike, Clark of Harrisville, Spofford, Haley, McCullough, Bennett, Brown of Keene, Oliver, Tolman, Yardley, Swett of Sullivan, Kershaw, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Nahil, Desnoyer, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Plumer, Willey, Graham of Canaan, Peabody, Williams of Grafton, Nettleton, Bradley, Duke, Hayward, Adams of Lebanon, Jones, Whipple, Armstrong, Martin, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Roy, Sheridan, Christiansen, Rix, Graham of Gorham, Keough, Swett of Lancaster, Bushey, Hersom, Richardson, Stinson.

ROCKINGHAM COUNTY: Prescott, Tenney, Bisbee, Eastman of Exeter, Merrill, Parmenter, Sheehy, Labranche, Sewall, Carter, Sadler, Murch, Dame, Landrigan, Haigh, Willis, Scamman, Thorndike.

Nays, 147

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, LaBonte, Webb, Connell, Brown of Durham, Littlehale, Drew, Dawson, Moulton, Maxfield, Nelson of Rochester, LaCasse of Rochester, St. Pierre, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Morin, Lucier, O'Shan, Varrell, Miner, Smith of Meredith, Metcalf.

CARROLL COUNTY: Morrill, Sawyer of Brookfield, Hill, Peaslee of Wakefield, Carr of Wolfeboro.

MERRIMACK COUNTY: Kenevel, Moore, Turner, Allen, Davis of Concord, Lessels, Jewett, Barnard, Comi, Sargent,

Nutter, Broadhurst, Burke of Franklin, Kenney, Carpenter, Jenkins, Wilman, Ayer, Chadwick.

HILLSBOROUGH COUNTY: Bragdon, Jennings, Poore, Fortin, Crosby, Williams of Hollis, Ainley, Danforth, Robb, Dwyer, Nerbonne, Betley, Nalette, Soucy of Manchester, ward 12, Gauthier, Lesmerises, Thibodeau, Peaslee of Merrimack, Falconer, Cummings, Saunders, Brosnahan, Chartrain, Thompson of New Ipswich, Dutton, Street, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Smith of Hinsdale, Gordon, Terrill, Winch, Wheeler, Farr, Ostlund, Eaton of Stoddard, Bouvier, Congdon.

SULLIVAN COUNTY: Frizzell, Monblo, Davis of Cornish, Riley, Chivers.

GRAFTON COUNTY: Bucklin, Sanborn of Enfield, Monahan, Larty, McMeekin, Morse, Chamberlain, Cole, Porter, Townsend, Kelley of Littleton, Haskins, Bell, Loizeaux.

COOS COUNTY: Dussault, Russell of Berlin, Brungot, Fontaine, Gagnon, LaCasse of Berlin, Heath, Cornelius, Potter, Taylor.

ROCKINGHAM COUNTY: Griffin, Persson, Shattuck, Clark of Derry, Blair, Eldredge, Rathbone, Spollett, Hunter, Lougee, Eastman of Kensington, Battles, Mott, Cheney of Newton, Perkins, Palmer, Barrett, Dondero, Payette, Wood, Foote, Hayes, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Philbrick, Felch.

Pairs

Mr. Ecker of Manchester voting Yes, paired with Mr. Gilman of Farmington voting No.

Mr. Codding of Keene voting Yes, paired with Mr. Davis of Conway voting No.

Miss Collyer of Lisbon voting Yes, paired with Mr. Warren of Lyndeborough voting No.

Mr. Faulkner of Keene voting Yes, paired with Mr. Geisel of Manchester voting No.

Mr. Fortier of Berlin voting Yes, paired with Mrs. Gould of Wentworth's Location voting No.

And the motion to indefinitely postpone prevailed.

(Speaker in the Chair)

Mr. Tiffany of Concord moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 234.

Mr. Davis of Conway spoke against the motion.

Mr. Tiffany of Concord then withdrew his motion to reconsider.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred Senate Bill No. 60, An Act relative to intentional and unintentional contribution to delinquency, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act to determine the responsibility for the intentional or negligent contribution to the delinquency of a minor.

Amend the sub-heading of RSA 169:31, as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the words, Intentional or Neglect Contribution to Delinquency.

Further amend said RSA 169 by inserting after section 34, as inserted by section 1 of the bill, the following new section:

169:35 *Civil Action for Compensation.* Nothing in this subdivision shall bar civil action to recover damages for the negligence of a person having custody or control of a minor who causes injury to property or persons, but the damages so recovered shall be reduced by the amount of compensation which the plaintiff may have previously been awarded under the provisions of the foregoing section.

The report was accepted.

The question being on the amendment offered by the committee.

(Discussion ensued)

Mr. Tiffany of Concord spoke in favor of the amendment.

Mr. Davis of Conway spoke against the amendment.

On a *viva voce* vote the amendment was adopted.

Mrs. Brungot of Berlin offered the following further amendment:

Amend said bill by inserting after section 2 the following new section, and by renumbering section 3 to read section 4:

3. No minor shall be issued a driving license or registration of a motor vehicle unless the person or persons legally liable for his support and care give written permission for the issuance of such license or registration or insurance coverage is presented at the time of application.

The question being on the amendment.

(Discussion ensued)

Mrs. Brungot of Berlin and Mr. Green of Manchester spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the bill be read a third time?

(Discussion ensued)

Messrs. King of Manchester and Davis of Conway spoke against the bill.

Mr. Green of Manchester spoke in favor of the bill.

On a *viva voce* vote it appeared that the affirmative prevailed.

Mr. Thibeault of Pembrroke requested a division.

A division being had, 181 members having voted in the affirmative and 92 members having voted in the negative, the bill was ordered to a third reading.

Reconsideration

Mr. Tiffany of Concord moved that the House reconsider its action whereby it voted to indefinitely postpone House Bill No. 234, An Act relative to liability of parents for destruction of property by juveniles.

On a *viva voce* vote the motion to reconsider did not prevail.

Report of Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Nashua Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1, 182:1, 279:1, 296:1, 1957, 66:1, 1957, 83:1, 1957, 108:1, 1957, 125:1 and by an act relative to justices of the Laconia municipal court, by striking out the words "In Nashua, three thousand dollars" and inserting in place thereof the words, In Nashua, four thousand dollars, so that said paragraph as amended shall read as follows: I. Salaries of justices of municipal courts shall

Further amend said section 1 by striking out the words "In Portsmouth two thousand five hundred dollars" and inserting in place thereof the words, In Portsmouth three thousand dollars; by striking out the words "In Laconia, one thousand eight hundred dollars" and inserting in place thereof the words, In Laconia, three thousand dollars:

Further amend said section by striking out the last line and inserting in place thereof the following:

In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.

Amend section 2 of said bill by striking out the first four lines and inserting in place thereof the following:

2. *Special Justices.* Amend RSA 502:8 (supp) as amended by 1955, 253:1, 1957, 125:2 and by an act of this session relative to justices of the Laconia municipal court by striking out the words "of Nashua seventeen hundred dollars" and inserting in place thereof the words, of Nashua two thousand five hundred dollars, so that said section as amended shall read as follows:

Further amend section 2 of said bill by striking out the words, "Hampton one hundred and fifty dollars" and inserting in place thereof the words, Hampton three hundred and fifty dollars; and by striking out the words "of Laconia two hundred dollars" and inserting in place thereof the words, of Laconia five hundred dollars.

The report was accepted.

Mr. King of Manchester moved that the rules of the House

be so far suspended as to dispense with reading of the amendment.

Mr. King of Manchester explained the amendment.

On a *viva voce* vote the motion prevailed.

Mr. Dana of Laconia moved that the House concur in the amendments offered by the Committee on Engrossed Bills.

On a *viva voce* vote the motion prevailed.

Resolutions

Mr. Broadhurst of Franklin offered the following resolution:

Whereas, today, June 12, 1957, is the fiftieth wedding anniversary of Mr. and Mrs. Arthur B. Leonard of Franklin, and

Whereas, Mr. Leonard is a member of the House of Representatives, therefore be it

Resolved, that we, the members of the House of Representatives, extend to our fellow member our very best wishes for a Happy Anniversary today and for many more, and be it further

Resolved, that the Clerk of the House transmit to Mr. and Mrs. Leonard a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Bill No. 60, An Act relative to intentional and unintentional contribution to delinquency, was read a third time, passed and sent to the Senate for concurrence in the amendments adopted by the House.

Reconsideration

Mr. Tiffany of Concord moved that the House reconsider its vote whereby it passed Senate Bill No. 60.

On a *viva voce* vote the motion to reconsider did not prevail.

House Bill No. 407, An Act to revise the charter of the city of Rochester, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Clement of Rochester moved that the House reconsider its vote whereby it passed House Bill No. 407.

On a *viva voce* vote the motion to reconsider did not prevail.

Third Readings (continued)

The following House bills were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville.

House Bill No. 433, An Act relative to Troy water works.

House Bill No. 436, An Act relative to marriage of epileptic persons.

Senate Bill No. 145, An Act relative to the salaries of Strafford and Sullivan county solicitors, was read a third time, passed and sent to the Senate for concurrence in the amendment adopted by the House.

Senate Bill No. 164, An Act legalizing the special actions taken at the special meeting of Hopkinton School District, February 6, 1957 and authorizing certain indebtedness, was read a third time, passed and sent to the Secretary of State to be engrossed.

Reconsideration

Mr. Lamprey of Moultonborough moved that the House reconsider its vote whereby it passed House Bill No. 384, An Act relating to taxation in Pittsburgh and Clarksville.

On a *viva voce* vote the motion to reconsider did not prevail.

On motion of Mrs. Gordon of Jaffrey the House adjourned at 4:34 o'clock.

THURSDAY, JUNE 13, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Teach us, O God, the disciplines of patience, for we find that to wait is often harder than to work. May we be willing to stop our feverish activities and listen to Thee. Thou knowest whether we have done Thy will or our own will. Guide us, our Father, always to seek Thy will for us, to strive for Thine approval rather than the approval of men. And forgive us for thinking of prayer as a formality or a waste of time. May we come to see that without prayer our labors are a waste of effort. In Jesus' name, we pray. Amen.

Salute to the Flag

Mr. Pryor of Ashland led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Mr. and Mrs. Harry H. Lugg of Rockville, Connecticut, former legislators in our sister state of Connecticut, as guests of the House, sponsored by Mr. Claflin of Wolfeboro. Mr. James Nassikas of Manchester was also a guest of the House, sponsored by Mrs. Ainley of Manchester.

Leaves of Absence

Messrs. Tiffany of Concord, Terry of Westmoreland and Peever of Salem were granted leaves of absence for the day on account of important business.

Mr.Cornelius of Lancaster was granted a leave of absence for the day on account of a death in the family.

Communications

I very much appreciate the resolution of the House of Representatives on the death of my father, John O. Ford.

He was very proud and honored to have been a member of the New Hampshire Legislature.

WALLACE A. FORD

The Committee to Save the Constitution

Hon. John W. King, Chairman and Treasurer
Hon. William Craig, Assistant Treasurer
Hon. A. Frank O'Neil, Historian
Hon. Edward Walsh, Secretary-at-Large

GENTLEMEN:

We, the undersigned, wish to thank the members of the committee most sincerely for your generous gesture, in relieving us of the financial burden, imposed upon us by the Manchester Police Department, thru the arrest and fine for jay walking on one of the Manchester's thorough fares — the main drag — This helping hand so spontaneous, with such utter disregard for the value of money, will stand as a beacon and will live in our memories — until time is no more. Of course, we have been given a police record inscribed and deposited in the archives of the Manchester Police Department. So now gentlemen, we must be termed criminals instead of statesmen. We trust the committee will pardon this lengthy screed, but we simply had to tell you that we are extremely grateful.

Most Sincerely,

JOHN F. KELLEY,
Representative, Ward 4.
THOMAS F. NOLAN,
Representative, Ward 4.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 190, An Act relative to opening and closing of polls at primaries and biennial election in towns.

Senate Bill No. 159, An Act establishing a new ward for the city of Manchester.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 190, An Act relative to opening and closing of polls at primaries and biennial election in towns. To the Committee on Judiciary.

Senate Bill No. 159, An Act establishing a new ward for the city of Manchester. To a Special Committee consisting of the Delegation from the city of Manchester.

The Senate message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled House bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

HB 237, An Act extending road in Warner.

Amend section 1 by striking out the first four lines and inserting in place thereof the following:

1. *Road in Warner.* Amend RSA 231:6 as amended by 1957, 99:1 and 1957, 162:1 by striking out the words "original toll gate location" and inserting in place thereof the words, Top of Tory Hill, so called, so that said section as amended shall read as follows: 231:6. Class III Recreational

Further amend said section 1 by inserting after the word "Newbury" at the end of the first sentence the words, and the road from Route 116, so called, to Forest Lake State Park in the towns of Whitefield and Dalton; and by inserting after the words "Belknap State Reservation in the town of Gilford" the words, the road from Route 114 at North Sutton Village to and through Wadleigh State Park to the western boundary of said park on the lake front highway.

On motion of Mr. Pillsbury of Manchester the House voted to concur in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 204, An Act relative to the establishment of recreational roads.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled House bill:

House Bill No. 374, An Act relative to interest from date of writ in certain civil actions.

The President appointed Senators Cleveland and Paquette as the Senate members of the Committee of Conference.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court.

Introduction of Bills

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Peaslee of Merrimack, House Bill No. 440, An Act legalizing action taken at the meeting of the Reed's Ferry Village Water and Sewer District held March 25, 1957. To the Committee on Municipal and County Government.

Printing Dispensed With

On motion of Mr. Eldredge of Exeter, the rules of the House were so far suspended as to dispense with the printing of House Bill No. 440.

By the Committee on Rules (Mr. Soucy of Manchester), House Bill No. 441, An Act relative to constitutional amendment ballots. To the Committee on Judiciary.

By Committee on Rules (Mr. Dunnington of Dover), House Bill No. 442, An Act relative to audits of the accounts of the City of Dover. To the Special Committee composed of the Delegation from the City of Dover.

By Mr. Green of Manchester, House Bill No. 443, An Act to repeal charters of certain corporations. To the Committee on Judiciary.

By Committee on Rules (Mr. Carter of North Hampton), House Joint Resolution No. 58, Joint Resolution in favor of Franklin Wolfson. To the Committee on Appropriations.

By the Committee on Rules (Mr. Green of Manchester), House Joint Resolution No. 59, Joint Resolution in favor of George Lindh. To the Committee on Claims.

Printing Dispensed With

On motion of Mr. Bigelow of Warner, the rules of the House were so far suspended as to dispense with the printing of House Joint Resolution No. 59.

By Committee on Rules (Mr. Deans of Milford), House Joint Resolution No. 60, Joint Resolution in favor of Beatrice Wheeler. To the Committee on Appropriations.

By the Committee on Rules (Mrs. Gordon of Jaffrey), House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III. To the Committee on Appropriations.

On motion of Mr. Walker of Concord the rules were suspended and the order whereby House Joint Resolution No. 61 was referred to the Committee on Appropriations was vacated and the joint resolution referred to the Committee on Claims.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gilman of Farmington, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend RSA 225-A:3 as inserted by section 1 of the bill by striking out in the fifth line the words "two members to represent the industry" and inserting in place thereof the words, one member who operates a rope tow only and one member from the cable and other passenger carrying devices industry, so that said section as amended shall read as follows:

225-A:3. *Passenger Tramway Safety Board.* There shall be a passenger tramway safety board of four appointive members and the commissioner of public works and highways,

ex officio. The appointive members shall be appointed by the governor, with the advice and consent of the council, from persons representing the following interests: one member who operates rope tow only and one member from the cable and other passenger carrying devices industry, and in making such appointments consideration shall be given to recommendations made by members of the industry, so that both the devices which pull skiers riding on skis and the devices which transport passengers in cars or chairs shall have proper representation; one member to represent the public at large; and one member to represent insurance companies which engage in insuring passenger tramway operation, and in appointing such member consideration shall be given to recommendations made by such insurance companies.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Committee Report Withdrawn

The Chair announced that the Committee on Education had withdrawn its report on House Bill No. 217, An Act relating to school building aid.

Committee Reports

Mr. Porter of Lebanon, for the Special Committee consisting of the members from the town of Lebanon, to whom was referred House Bill No. 338, An Act to establish the city of Lebanon, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Transfer of Property; Special Districts Abolished.* All existing property and assets now of said town of Lebanon and all precincts and districts within said town including Lebanon Center Fire Precinct, Lebanon Water Works, and West Lebanon Village Fire District shall be vested in said city under the provisions of this chapter. Lebanon Center Fire Precinct, Lebanon Water Works and West Lebanon Village Fire District are hereby abolished. All bonded indebtedness of the Lebanon Center Fire Precinct existing at the time of the adoption of this charter shall be reassessed upon residents

living within the bounds of said former precinct until at which time all indebtedness shall be removed. Method and duration of assessment shall be determined by the city council. All bonded indebtedness of the Lebanon Water Works existing at the time of adoption of this charter shall be reassessed upon residents living within the bounds of said former Lebanon Water Works until at which time all indebtedness shall be removed. Method and duration of assessment shall be determined by the city council. All bonded indebtedness of the West Lebanon Fire and Water District at the time of the adoption of this charter shall be reassessed upon the residents living within the bounds of said former district until at which time all indebtedness shall be removed. Method and duration of assessment shall be determined by the city council.

Amend section 6 of the bill by striking out said section and inserting in place thereof the following:

6. *Municipal Election.* In the first instance the municipal election shall be held on the second Tuesday in December following the adoption of this charter for the election of councilmen who will take office on the first week-day of January. Thereafter the municipal election shall be held on the first Tuesday after the first Monday on November biennially in the odd numbered years.

Amend section 72 of said bill by striking out the word "September" in the third line and inserting in place thereof the word, October, so that said section as amended shall read as follows:

72. *Referendum.* This charter shall not take effect unless it is adopted by a majority ballot vote at a special election to be held on the third Tuesday of October, 1957, or at a subsequent referendum as is hereinafter provided for. On the ballot then used the following question shall appear, "Shall the provisions of an act entitled 'An act to establish the City of Lebanon' be adopted." Beneath the question shall be printed the word "Yes" and the word "No" with a square immediately opposite each word, and the voter shall indicate his choice by making a cross in the appropriate square. If a majority of those voting on this question vote in the affirmative on this question, this act shall be declared to have been adopted. If this act should not be adopted at said special election, the

question of the adoption of this act may again be voted on at any annual town meeting in an odd numbered year following the passage of this act if at least three per cent of the number voting at the last previous annual town meeting, all qualified voters of the town, shall sign a petition requesting such vote, said petition to be submitted to the selectmen at least fourteen days prior to said election.

The report was accepted.

Miss Whipple of Lebanon moved that reading of the amendment be dispensed with.

The question being on the motion.

Miss Whipple of Lebanon spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the amendment was adopted.

Mr. Townsend of Lebanon offered the following further amendment to House Bill No. 338.

Amend the description of the boundary lines of ward 2 as inserted by section 2 of said bill by striking out the words "thence to East Park, Hanover Road" and inserting in place thereof the following: thence following the center line of School street to East Park street; thence following the center line of East Park street to the center line of North Park street; thence following the center line of North Park street to Hanover street; thence following the center line of Hanover street to Hanover road; so that said description shall read as follows:

Ward 2 shall consist of all that land in said city of Lebanon north of the Lebanon-Plainfield line beginning at Hibbards Brook; thence easterly along said town line to the center line of Meriden Road; thence northerly following the center line on said road until it merges with School street; thence following the center line of School street to East Park street; thence following the center line of East Park street to the center line of North Park street; thence following the center line of North Park street to Hanover street; thence following the center line of Hanover street to Hanover road; thence still following said center line along Hanover Road to the Lebanon-Hanover line; thence westerly along said line until it meets with the north-east bound of Ward 1; thence

southerly along the eastern boundry of Ward 1 to point of origin.

Mr. Townsend of Lebanon spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Jones of Lebanon offered the following further amendment to House Bill No. 338:

Amend section 72 of said bill by inserting after the word "for" in line four the words, and unless there are present and voting at any such meeting at least one-third of the registered voters of said town, so that said section as amended shall read as follows:

72. *Referendum.* This charter shall not take effect unless it is adopted by a majority ballot vote at a special election to be held on the third Tuesday of October, 1957, or at a subsequent referendum as is hereafter provided for and unless there are present and voting at any such meeting at least one-third of the registered voters of said town. On the ballot then used the following question shall appear, "Shall the provisions of an act entitled 'An act to establish the City of Lebanon' be adopted?" Beneath the question shall be printed the word "Yes" and the word "No" with a square immediately opposite each word, and the voter shall indicate his choice by making a cross in the appropriate square. If a majority of those voting on this question vote in the affirmative on this question, this act shall be declared to have been adopted. If this act shall not be adopted at said special election, the question of the adoption of this act may again be voted on at any annual town meeting in an odd numbered year following the passage of this act if at least three per cent of the number voting at the last previous annual town meeting, all qualified voters of the town, shall sign a petition requesting such vote, said petition to be submitted to the selectmen at least fourteen days prior to said election.

Mr. Jones of Lebanon spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Sewall of Newmarket, for the Committee on Resources, Recreation and Development, to whom was referred

House Bill No. 434, An Act changing the name of a pond in the town of Middleton, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Deans of Milford, Mr. Broadhurst of Franklin explained the bill.

Mr. Jones of Lebanon spoke in favor of the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Varney of Rochester, for the Committee on Insurance, to whom was referred House Bill No. 236 (in new draft and new title), An Act relative to motor vehicle liability insurance and requirements as to financial responsibility, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 6 of said bill by striking out the words "may be reversed" and inserting in place thereof the words, shall be reversed, in the ninth and tenth lines, and by striking out the words "may forthwith suspend" in the twelfth line and inserting in place thereof the words, shall forthwith suspend, so that said section as amended shall read as follows: 6. *Exceptions.* Amend RSA 268:8 (supp) as amended by 1955, 164:1 by striking out the subparagraph (d) so that said section as amended shall read as follows: 268:8. *Limitation of Operation.* The provisions of section 5 shall not apply: (a) to the owner of a motor vehicle, trailer, or semi-trailer operated by one having obtained possession or control thereof without his express or implied consent; (b) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident when the commissioner shall be satisfied that neither caused nor contributed to cause the accident, except that any such determination of satisfaction shall be reversed by the commissioner should any court subsequently render judgment based upon said accident against said operator or owner or both, in which event the commissioner shall forthwith suspend the license and registration certificate in accordance with the provisions of section 5; (c) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident that was caused by the criminal act of a third party, for which criminal act such other party has been convicted.

Amend section 8 of said bill by striking out the same and inserting in place thereof the following: 8. *Required Provisions.* Amend paragraph VII of RSA 268:1 (supp) as amended by 1955, 76:1, by striking out said paragraph and inserting in place thereof the following: VII. "Motor Vehicle Liability Policy," a policy of liability insurance which provides: (a) indemnity for or protection to the insured and any person responsible to him for the operation of the insured's motor vehicle, trailer, or semi-trailer who has obtained possession or control thereof with his express or implied consent, against loss by reason of the liability to pay damages to others for damage to property, except property of others in charge of the insured or his employees, or bodily injuries, including death at any time resulting therefrom, accidentally sustained during the term of said policy by any person other than the insured, or employees of the insured actually operating the motor vehicle or of such other person responsible as aforesaid who are entitled to payments or benefits under the provisions of any workmen's compensation act, arising out of the ownership, operation, maintenance, control, or use within the limits of the United States of America or the Dominion of Canada of such motor vehicle, trailer or semi-trailer, to the amount or limit of at least ten thousand dollars on account of injury to or death of any one person, and subject to such limits as respects injury to or death of one person, of at least twenty thousand dollars on account of any one accident resulting in injury to or death of more than one person, and of at least five thousand dollars for damage to property of others, as herein provided, or a binder pending the issue of such a policy, or an indorsement to an existing policy, as defined in sections 15, 16 and 18, and (b) which further provides indemnity for or protection to the named insured and to the spouse of such named insured as insured if a resident of the same household, or the private chauffeur or domestic servant acting within the scope of the employment of any such insured with respect to the presence of any such insured in any other motor vehicle, from liability as a result of accidents which occur in New Hampshire due to the operation of any motor vehicle, trailer, or semi-trailer not owned in whole or in part by such insured, provided, however, the insurance afforded under this sub-paragraph (b) applies only if no other valid and collectible insurance is available to the insured, and (c) which further

provides to pay all sums which the insured or his legal representative shall be legally entitled to recover by law or in equity as damages from the owner or operator of an uninsured motor vehicle, trailer or semi-trailer because of bodily injury, sickness or disease including death resulting therefrom, (sustained by the insured,) caused by accident during the term of this policy, and arising out of the ownership, maintenance, control or use within the limits of the United States of America or the Dominion of Canada of such uninsured motor vehicle, trailer or semi-trailer, provided, however, that payments for such claims or judgments shall not exceed ten thousand dollars on account of injury to or death of any one person, or twenty thousand dollars on account of any one accident resulting in injury to or death of more than one person, and provided further that the insurance afforded under this sub-paragraph (c) applies only if no other valid and collectible insurance is available to the insured.

Amend said bill by inserting after section 8 the following new sections: 9. *Words Defined.* Amend RSA 268:1 by inserting at the end thereof the following new paragraphs: X. "Insured". The unqualified word "insured" as used in sub-paragraph (c) of paragraph VII "Motor vehicle liability policy," means: (a) The named insured as stated in the policy and any person designated as named insured in the schedule and, while residents of the same household, the spouse of any such named insured and relatives of either; provided, if the named insured as stated in the policy is other than an individual or husband and wife who are residents of the same household, the named insured for the purposes of this endorsement shall be only a person so designated in the schedule; (b) any other person while occupying an insured automobile; and (c) any person, with respect to damages he is entitled to recover for care or loss of services because of bodily injury to which this paragraph (c) applies. XI. "Uninsured Automobile". (a) An automobile with respect to the ownership, maintenance or use of which there is no bodily injury liability bond or insurance policy applicable at the time of the accident with respect to any person or organization legally responsible for the use of such automobile; or (b) a hit-and-run automobile: or (b) a hit-and-run automobile. XII. "Hit-and-Run Automobile." The term "hit-and-run automobile" means

an automobile which causes bodily injury to an insured arising out of physical contact of such automobile with the insured or with an automobile which the insured is occupying at the time of the accident, provided: (a) There cannot be ascertained the identity of either the operator or the owner of such "hit-and-run automobile"; (b) the insured or someone on his behalf shall have reported the accident within 48 hours to a police, peace or judicial officer or to the commissioner of motor vehicles, and shall have filed with the company within thirty days thereafter a statement under oath that the insured or his legal representative has a cause or causes of action arising out of such accident for damages against a person or persons whose identity is unascertainable, and setting forth the facts in support thereof; and (c) at the company's request, the insured or his legal representative makes available for inspection the automobile which the insured was occupying at the time of the accident.

10. *Liability Policies.* Amend RSA 412 by inserting after section 2 the following new section: 412:2-a. *Requirements of Coverage.* No insurer shall issue or deliver any motor vehicle liability policy that does not provide at least the minimum coverage set forth in RSA 268, as amended.

Further amend said bill by renumbering sections 9 and 10 to read sections 11 and 12.

The report was accepted.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the bill be read a third time?

Mr. Malley of Somersworth spoke against the bill.

Mr. Craig of Manchester moved that further consideration of House Bill No. 236 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Craig of Manchester and Bradley of Hanover spoke in favor of the motion.

Messrs. Lamprey of Moultonborough, Duke of Hanover, Maloomian of Somersworth, Mrs. Cooper of Nashua and Messrs. Varney of Rochester, Pickett of Keene, Walker of Concord, Pillsbury of Manchester and Betley of Manchester spoke against the motion.

Mr. Craig of Manchester withdrew his motion to indefinitely postpone and offered the following amendment to House Bill No. 236:

Amend paragraph 6 of said bill by inserting at the end thereof the following: Nothing contained in paragraph 8 hereof shall be so construed as to deprive an injured person from a right of trial by jury.

The question being on the amendment.

(Discussion ensued)

Messrs. Craig of Manchester, Crosby of Hillsborough and McMeekin of Haverhill spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the bill be read a third time? On a *viva voce* vote the bill was ordered to a third reading.

Mr. McMeekin of Haverhill moved that the rules of the House be so far suspended as to put the bill on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed and House Bill No. 236 was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 236.

The question being on the motion.

Mr. Maloomian of Somersworth spoke against the motion.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has passed the following Concurrent Resolution in the passage of which it requests the concurrence of the House of Representatives:

Concurrent Resolution

Whereas, the state purchased the so-called Winant property for the sum of seventy-five thousand dollars, and

Whereas, in accordance with directions from the general court said property is now being offered for sale, now therefor be it

Resolved by the Senate, the House of Representatives concurring:

That the governor and council be advised that it is the opinion of the general court that the said Winant property should not be sold for a sum appreciably less than seventy-five thousand dollars.

Mr. Lamprey of Moultonborough moved that the House concur in the adoption of the concurrent resolution.

The question being on the motion.

Mr. Lamprey of Moultonborough spoke in favor of the motion.

Mr. Pillsbury of Manchester offered the following amendment:

Amend the concurrent resolution by adding the following new sentence:

Nothing in this resolution shall be construed as an implication that the general court does not desire that the Winant property be sold.

On a *viva voce* vote the amendment was adopted.

The question being on the adoption of the concurrent resolution as amended.

On a *viva voce* vote the concurrent resolution as amended was adopted.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 299, An Act relative to benefits under policemen's retirement system.

Amend the first line of section 1 by inserting after the figure "103:7" the folowing: as amended by 1957, 50:2.

Amend the first line of section 2 of said bill by inserting after the figure "103:12" the following: as amended by 1957, 50:3.

Amend the first line of section 3 of said bill by inserting after the figure "103:14" the following: as amended by 1957, 50:4.

On motion of Mr. Lamprey of Moultonborough the House concurred in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 82, An Act relative to the salaries of the justice and special justice of Nashua municipal court.

Reports of the Committee on Engrossed Bills

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicles.

House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog or white cane on crosswalks.

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.

Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriations.

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills and Senate joint resolution:

House Bill No. 393, An Act relative to the charter of the city of Manchester.

Senate Bill No. 3, An Act relative to expenditures of state funds on Class IV compact section highways.

Senate Bill No. 72, An Act relative to compensation for commissioners of Cheshire county.

Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for drinking.

Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bill and House joint resolutions:

House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under workmen's compensation law.

House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele.

House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady.

House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole.

House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins.

House Joint Resolution No. 55, Joint Resolution in favor of Harvey V. Harrison.

The reports were accepted.

Resolution

Mr. Bardol of Wilton offered the following resolution:

Whereas, we have learned of the death of Daniel R. Batchelder, and

Whereas, Mr. Batchelder was a former fellow representative from the town of Wilton, therebore be it

Resolved, that we, the members of the House of Representatives, do hereby extend our sympathy to Mrs. Batchelder and the family in its bereavement, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mrs. Batchelder.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and third reading of resolutions by caption only; and when the House adjourns today it be in honor of the flag of the United States of America to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following House bills and House joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Bill No. 338, An Act to establish the city of Lebanon.

House Bill No. 434, An Act changing the name of a pond in the town of Middleton.

House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers.

House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith.

On motion of Mrs. Berry of Barrington the House adjourned at 1:29 o'clock.

TUESDAY, JUNE 18, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

O Spirit of God, descend upon our hearts and take out all that separates us from Thee and from each other. We know that we cannot live with Thee unless we can live at peace and in harmony with each other. We know that Thy Spirit can dwell only where there is a spirit of unity.

Just as we seek unity and harmony in the world, help us, O God, to achieve it in this place. If we, Thy servants, who pray together, who speak the same language, who share the same basic ideals, cannot work as a team, what hope is there that the leaders of nations, with different languages, who do not pray together, whose ideals are different, can achieve agreement?

And so now, when we are sometimes tempted to lose our patience, we pray that we may express our own ideas and listen to the ideas of others — all in a spirit of humility, knowing that the true secret of harmony will be found only as we open our hearts and minds to Thee, through Jesus Christ our Lord. Amen.

Salute to the Flag

Senator English of District No. 11 led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. Wheeler of Keene and Corbett of Concord were granted leaves of absence for the day on account of illness.

Mr. Davis of Conway was granted leave of absence for the week on account of important business.

Mr. Cornelius of Lancaster was granted leave of absence for the day on account of a death in the family.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia state school.

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires.

Senate Bill No. 154, An Act relative to lumber cut reports.

Senate Bill No. 162, An Act relating to the salaries of deputy registers of probate.

Senate Bill No. 163, An Act relating to the salaries of registers of probate.

Senate Bill No. 168, An Act relative to the sale of dangerous weapons.

Senate Bill No. 174, An Act relative to use of funds held by trustees of the Boscawen Academy in Boscawen.

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock region.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires. To the Committee on Insurance.

Senate Bill No. 168, An Act relative to the sale of dangerous weapons. To the Committee on Judiciary.

Senate Bill No. 163, An Act relating to the salaries of registers of probate. To the Committee on Appropriations.

Senate Bill No. 162, An Act relating to the salaries of deputy registers of probate. To the Committee on Appropriations.

Senate Bill No. 154, An Act relative to lumber cut reports. To the Committee on Resources, Recreation and Development.

Senate Bill No. 174, An Act relative to use of funds held by the trustees of the Boscawen Academy in Boscawen. To the Committee on Executive Departments and Administration.

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock. To the Joint Committee consisting of the Committee on Resources, Recreation and Development and the Committee on Appropriations.

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia State School. To the Committee on Public Welfare and State Institutions.

The Senate message further announced that the Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Concurrent Resolution

Concerning the Status of Forces Treaties

Whereas the members of our armed forces serving abroad in more than fifty countries, their civilian components and the dependents of each, are now subject in varying and confusing respects to the criminal jurisdiction of those countries by reason of the NATO Status of Forces Treaty, the Administrative Agreement with Japan, and Executive Agreements with other nations, and

Whereas these agreements in some instances penalize our servicemen for foreign service by depriving them of many of the rights granted by our Constitution, which they are sworn to defend, and

Whereas it is difficult for a serviceman accused of transgression in a foreign country to receive a fair and impartial trial because of the varying and confusing systems of jurisprudence which make it difficult and sometimes impossible for him to receive the protection of all of the rights and guarantees our Constitution, and further because of the prejudice and animosity sometimes existing against our men, and

Whereas legislation has been introduced in both the Senate and the House of Representatives of the United States to direct the President to seek a modification of all such agreements, now therefore be it

Resolved, by the Senate and House of Representatives in General Court convened that we are deeply and gravely concerned by the possible deprivation of the basic constitutional rights of our servicemen by virtue of present arrangement and we urge the Congress of the United States to study this problem carefully and enact the legislation either now pending, or to be presented, to safeguard and secure the constitutional rights of our servicemen and their dependents while serving the United States in foreign countries, now therefore be it further

Resolved, that the Secretary of State be, and he hereby is, directed to send a duly certified copy of these resolutions to our senators and representatives in the United States Congress.

The Concurrent Resolution was referred to the Committee on Judiciary.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual.

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects.

House Bill No. 154, An Act relative to the equipment of motor buses.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 145, An Act relative to the salaries of Strafford, Sullivan and Belknap county solicitors.

The Senate message further announced that the Senate refused to concur with the House of Representatives in the

passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 256, An Act relative to advertising by motels, cabins and motor courts.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 2, An Act relative to the salaries of the special justice of Portsmouth municipal court.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Portsmouth Municipal Court.* Amend RSA 502:8 (supp) as amended by 1955, 253:1, and 1957, 125:2 and an act of this session relative to Nashua municipal court, by striking out the words "of Portsmouth four hundred dollars" and by adding at the end of said section the words: Provided further that the annual salary of the special justice of the municipal court of Portsmouth shall be four hundred and fifty dollars, and in addition he shall be paid ten dollars a day for each day or part thereof that he shall serve in said capacity, so that said section as amended shall read as follows:

502:8. *Compensation of Special Justices.* The special justice and justice of the peace requested to sit due to the disqualifications of the justice and special justice shall be paid, from the treasury of the city or town wherein said court is located, ten dollars a day for each day or part thereof that he shall serve in said capacity, provided that the annual salaries of the special justices of the municipal courts of the following cities and town shall be as follows, of Manchester two thousand dollars, of Nashua two thousand five hundred dollars, of Dover two hundred dollars, of Concord one thousand dollars, of Laconia five hundred dollars, of Somersworth two hundred dollars, and of Hampton three hundred and fifty dollars, to be paid by said cities and town, respectively, quarterly, and shall be in lieu of any other compensation or fees to such justices; provided, further, that the special justice of the municipal court of Berlin shall be paid from the treasury of the city six hundred dollars per annum: Provided further

that the annual salary of the special justice of the municipal court of Portsmouth shall be four hundred and fifty dollars, and in addition, he shall be paid ten dollars a day for each day or part thereof that he shall serve in said capacity.

2. *Takes Effect.* This act shall take effect July 1, 1957.

On motion of Mr. Wardwell of Portsmouth the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 178, An Act relative to the reimbursement to the White Mountain National Forest for forest fire expenses.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to reimbursement for forest fire expenses.

Amend section 1 of said bill by striking out the words "White Mountain National Forest" in line 3 and lines 8 and 9, and inserting in place thereof the words, the United States, so that said section as amended shall read as follows:

1. *Liability for Fires Without Permit.* Amend RSA 224:28 by striking out the words "or the state or both" and inserting in place thereof the words, the United States, or state or any or all of the same, so that said section as amended shall read as follows: 224:28. *Liability for Fires Without Permit.* Any person causing or kindling a fire without permit of the forest fire warden, when such permit is required, and any person by whose negligence or the negligence of his agents any fire shall be caused, shall be liable in a civil action for the payment to the town, or state or the United States, or any or all of the same, of the expenses incurred by the forest fire warden or deputy warden in attending or extinguishing such fire. The items of expense of said fire shall be approved in writing by the state forester.

On motion of Mr. Broadhurst of Franklin, the House voted to concur in the amendments sent down from the Honorable Senate.

Mrs. Brungot of Berlin moved that the Speaker, Clerks and attaches be permitted to remove their jackets during the warm weather.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 426, An Act relative to damages to motor vehicles resulting from collision with deer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Blanchette of Dover, for the Committee on Public Health, to whom was referred Senate Bill No. 53, An Act relative to providing for an additional member of the state board of health, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Moulton of New Durham, for the Committee on Public Health, to whom was referred Senate Bill No. 30, An Act to make more definite the exceptions to the registered nurse practice act, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate

Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Ainley of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend Chapter 420-A: as inserted by section 1 of the bill by inserting after 420-A:5 the following new sections:

420-A:6. *Examinations; authorization and requirements.*

a. The commissioner may examine into the affairs of any employee welfare fund required to register under this act as often as he deems it necessary and he shall do so at least once every five years.

b. The trustees of every employee welfare fund shall be responsible for the maintenance of accurate records of its books and accounts in conformance with generally accepted accounting principles.

420-A:7. *Examinations; conduct.*

a. Whenever the commissioner shall determine to examine the affairs of any employee welfare fund he shall make an order indicating the scope of the examination, and he may appoint as examiners one or more competent persons who are not employed by the trustees of such fund or interested in such fund, or accept as examiners one or more certified public accountants approved by him. A copy of such order shall, upon demand and before the examination begins, be exhibited to the trustees of the employee welfare fund whose affairs are to be examined. Any examiner authorized by the commissioner shall have convenient access at all reasonable hours to the books, records, files, assets, securities, and other documents of such employee welfare fund, including those of any affiliated or subsidiary fund thereof, which are relevant to the examination, and shall have power to administer oaths and to ex-

amine under oath the trustees of such fund and their officers, agents and employees and other persons having custody or control of such books, records, files, assets, securities or other documents, regarding any matter relevant to the examination.

b. The examiner or examiners in charge of such examination shall make a true report of every examination made by him, verified under oath, which shall comprise only facts appearing upon the books, records, or other documents of the trustees of such fund or as ascertained from the sworn testimony of its trustees, or their officers, agents, or employees, or other persons examined concerning its affairs, and such conclusions and recommendations as may reasonably be warranted from such facts.

c. In connection with any such examination, the commissioner may require the trustees to appoint, subject to his approval, one or more competent persons as appraisers with authority to appraise any real property or any interest therein which, as security or otherwise, may constitute a part of the assets of any employee welfare fund. The report of such appraiser shall be a supplement to the report of the examiner or examiners in charge.

420-A:8. *Examinations; publication.*

a. All reports of examinations and investigations shall be confidential communications and not be subject to subpoena or be made public unless the commissioner consents.

b. In any action or proceeding against the trustees of any employee welfare fund, or against their officers, agents, or employees, such report, or any part thereof, if published by the commissioner, shall be admissible in evidence.

c. The commissioner may assemble and file for public inspection such information covering forms of trust indentures in use, commission and fee schedules adopted by insurers and compensation paid to trustees of employee welfare funds and such other matters affecting the establishment and administration of such funds as, in his opinion, are in the public interest.

420-A:9. *Examinations; expenses.* The expenses of every examination of the affairs of any employee welfare fund required to register under this act, including any appraisal

of real property, shall be borne and paid by the employee welfare fund so examined but the commissioner may in his discretion remit such charges for good cause shown. For any such examination by the commissioner or a deputy commissioner personally, the charge made shall be only for necessary travelling expenses and other actual expenses. In all other cases the expenses of examination shall also include reimbursement for the compensation paid for the services of persons employed by the commissioner or by his authority to make such examination or appraisal. All charges incurred by the commissioner or in his behalf, including necessary travelling and other actual expenses, as duly audited and paid to the person or persons making the examination or appraisal, shall be presented to the trustees of the employee welfare fund in the form of a copy of the itemized bill therefor as certified and approved by the commissioner or a deputy commissioner. Upon receiving such certified copy such trustees shall pay the amount thereof to the commissioner to be paid by him into the state treasury.

Further amend by renumbering sections 420-A:6, 420-A:7, 420-A:8, 420-A:9, 420-A:10 to read sections 420-A:10, 420-A:11, 420-A:12, 420-A:13, and 420-A:14.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Crosby of Hillsborough explained the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester moved that the bill as amended be referred to the Committee on Appropriations.

The question being on the motion.

Messrs. Crosby of Hillsborough, Street of Sharon and Duke of Hanover spoke against the motion.

Mr. Crosby of Hillsborough spoke a second time against the motion.

On a *viva voce* vote the motion did not prevail.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Crosby of Hillsborough moved that the rules of the House be so far suspended as to put House Bill No. 260 on

third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Mr. Pickett of Keene requested a division but subsequently withdrew his request.

House Bill No. 260 was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Crosby of Hillsborough moved that the House reconsider its vote whereby it passed House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports (continued)

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 290, An Act providing for salaries of unclassified state officials and establishing certain positions, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "Assistant director of recreation" and inserting in place thereof, Deputy director of recreation. Further amend section 1 of said bill by striking out the words and figures "Director, surplus food and commodities 6,500.00 7,488.00"; and by striking out the words and figures "Supervisor, surplus food and commodities 6,292.00 7,280.00". Further amend section 1 of said bill by changing the following figures: Assistant state librarian, change 5,902.00 to 6,500.00 and change 6,786.00 to 7,488.00; Business supervisor, change 7,670.00 to 8,268.00 and change 8,840.00 to 9,516.00; Chairman, water resources board, change 6,500.00 to 7,670.00 and change 7,488.00 to 8,840.00; Commissioner, public works and highways, change 10,634.00 to 11,232.00 and change 12,220.00 to 12,896.00; Director, division of accounts, change 7,670.00 to 8,268.00 and change 8,840.00 to 9,516.00; Director of civil defense, change 5,330.00 to 6,500.00 and change 6,110.00 to 7,488.00; Director of fish and game, change 7,670.00 to 8,866.00 and change 8,840.00 to 10,192.00; Director of probation, change 7,098.00 to 7,670.00

and change 8,164.00 to 8,840.00; Secretary, tax commission, change 8,866.00 to 9,464.00 and change 10,192.00 to 10,868.00; State fire marshal, change 6,500.00 to 7,098.00 and change 7,488.00 to 8,164.00; State health officer, change 10,634.00 to 11,232.00 and change 12,220.00 to 12,896.00; State librarian, change 7,098.00 to 7,670.00 and change 8,164.00 to 8,840.00.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Comptroller.* Amend RSA 8:37 by striking out said section and inserting in place thereof the following:

8:37. *Farm Supervisor.** In the department of administration ond control there shall be a farm supervisor. Said supervisor shall be appointed by the business supervisor, with the approval of the comptroller.

Amend section 3 of said bill by striking out said section.

Amend section 5 of said bill by striking out said section and inserting in place thereof the following:

5. *Appropriation.* There is hereby appropriated for the fiscal year ending June 30, 1958, for salary increases provided for herein, the following sums; one hundred fifty-two thousand four hundred seventy-four dollars ($152,474) from the general funds of the state, ten thousand one hundred forty-six dollars ($10,146) from highway funds, two thousand seven hundred seventeen dollars ($2,717) from fish and game funds and two thousand eight hundred thirty-one dollars ($2,831) from federal funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

Further amend said bill by re-numbering sections 4, 5 and 6 to read sections 3, 4 and 5.

The report was accepted.

Laid upon the Table Under Rule 48

The amendment being material, House Bill No. 290 was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, June 20.

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 291, An Act providing for salaries for classified state employees, having

considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by inserting at the end of section 2 the following:

In addition to the above, to the civil engineering positions in those departments primarily engaged in engineering, namely; public works and highways, water resources and water pollution, shall have added to their respective salary ranges the following additional percentage increases:

Salary grades 11:14	20 per cent
Salary grades 15-18	15 per cent
Salary grades 19-24	10 per cent
Salary grades 25-30	5 per cent

Further amend said bill by striking out section 3 and inserting in place thereof the following:

3. *Appropriations.* There is hereby appropriated for the fiscal year ending June 30, 1958, for the salary increases provided for herein, the following sums: one million two hundred seventy-seven thousand one hundred forty-seven dollars ($1,277,147) from the general funds of the state, nine hundred forty-three thousand three hundred fifty-two dollars ($943,352) from highway funds, eighty-four thousand three hundred twenty-three dollars ($84,323) from fish and game funds, one hundred eighty-three thousand one hundred six dollars ($183,106) from federal funds, and twenty-three thousand five hundred sixty-seven dollars ($23,567) from self-sustaining funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959,

The report was accepted.

Laid upon the Table Under Rule 48

The amendment being material, House Bill No. 291 was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Thursday, June 20.

At the request of Messrs. Crosby of Hillsborough and Craig of Manchester, the Chair ordered that proposed amendments to be offered by said members to House Bills Nos. 290 and 291 be printed in today's Journal.

Reports of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 78, An Act relative to marine toilets and disposal of sewage from boats.

House Bill No. 112, An Act relative to compensation of members of appeals tribunal in public construction contracts.

House Bill No. 154, An Act relating to the equipment of motor busses.

House Bill No. 231, An Act relative to sale of electrical appliances.

House Bill No. 237, An Act extending road in Warner.

House Bill No. 299, An Act relative to benefits under Policemen's retirement system.

Senate Bill No. 131, An Act relating to building and loan associations.

Senate Bill No. 164, An Act legalizing the actions taken at the special meeting of Hopkinton school district February 6, 1957 and authorizing certain indebtedness.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 130, An Act to clarify the relationship between the Board of Nursing Education and Nurse Registration and the State Department of Education and to provide for the acceptance of federal aid for practical nurse training.

House Bill No. 303, An Act relative to educational facilities for intellectually retarded children.

The reports were accepted.

Resolutions

Mr. Pickett of Keene offered the following resolution:

Whereas, the present fiscal year comes to a close as of June 30, 1957, and

Whereas, the estimates of incomes and expenditures were conceived some eight months ago, therefore be it

Resolved, that the Legislative Budget Assistant confer with the Department of Public Health, the State Hospital, the Education Department and the Department of Welfare to in-

quire if they can, at this time, show any charges in income and expenditure.

The resolution was referred to the Committee on Appropriations.

Mr. Pickett of Keene moved that the order whereby the foregoing resolution was referred to the Committee on Appropriations be vacated and the resolution acted upon at the present time.

The question being on the motion.

Mr. Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

The question being on the adoption of the resolution.

On a *viva voce* vote the resolution was adopted.

Mr. Comi of Concord offered the following resolution:

Resolved, that for the duration of this session members speaking upon a question shall be limited to five minutes; provided, however, that if another member is willing to give up his time to another he may do so.

The Chair ordered the resolution printed in today's Journal to be taken up in the regular order of business tomorrow.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following Senate Bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare.

Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings.

Senate Bill No. 53, An Act relative to providing for an additional member of the state board of health.

On motion of Mrs. Hayes of Portsmouth the House adjourned at 12:10 o'clock.

WEDNESDAY, JUNE 19, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Rev. George Donnelly, pastor of the Church of the Immaculate Conception, Penacook, N .H.

In the name of the Father, and of the Son and of the Holy Ghost. Amen.

Let us think of God first for He alone is our last end. Let us work, not merely for personal gain and utter selfishness, but with the sense of obligation to our country and our neighbor; with no malice in our hearts toward any man or any group of men; and with the knowledge deep down in our souls that the years pass quickly; that what we do for God, our country, and our neighbor never dies; that soon, in any event, time for us will be no more, but will become eternity with the record at least of what we have tried best to do. And now, when all is summed up, what does it really mean but the great commandment which Christ gave to His followers: Love thy God above all things; love thy neighbor as thyself.

As citizens of this country always bear in mind and fully exemplify that all men are created equal, endowed by their Creator with certain rights, among them life, liberty and the pursuit of happiness. That to secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed. Our laws must be respected by all men irrespective of their positions in life, be they white or black, educated or uneducated, rich or poor. Obedience to the laws should be the motto of every citizen. If a certain law is objectionable to a citizen, he has the right to labor for the change of that law in the Legislature of our State or the Congress of our Nation, but so long as the law remains on our government books it must be observed.

Love each other — banish prejudice, hatred from your hearts. Live a clean, honest and charitable life. After all, it is the only thing that counts in the end. Throughout your lives, strive to do things that are big and worthwhile, especially for the poor, the unfortunate, the sick and the unprivileged. Love most sincerely, Catholics, Protestants, Jews, believers and non-believers, always hoping that as the world progresses in

knowledge, all prejudice will gradually disappear, that the cobwebs of hatred and distrust will be swept from our minds and hearts.

May Almighty God support us all the day long, until the shades lengthen, and the evening comes, and the busy world is hushed, and the fever of life is over, and our work is done. Then in His mercy may He give us a safe lodging, a holy rest, and peace at the last.

May the Lord bless us and keep us.

May He make His face to shine upon us and have mercy on us.

May He turn His countenance to us and give us peace.

May the blessing of Almighty God, Father, Son and Holy Ghost descend upon us and remain with us forever. Amen.

In the name of the Father and of the Son, and of the Holy Ghost. Amen.

Salute to the Flag

Senator Bergeron of District No. 11 led the Convention in the salute to the flag.

Special Guest

The Chair introduced Miss Betty Lane Cherry of Orangeburg, South Carolina, Miss USA and first runner-up in the Miss World contest. Miss Cherry briefly addressed the Joint Convention.

On motion of Senator DeLude of District No. 8, the Convention rose.

House

Introduction of Guests

The Chair introduced Ralph Maloomian and William Gagne, as guests of the House, sponsored by Mr. Maloomian of Somersworth.

The Mesdames Ethel Hayes, Marjorie Briggs, Adelaide Bowen and Ella Yates all of Newton, were also guests of the House, sponsored by Mr. Cheney of Newton.

Leave of Absence

Mr. Nickerson of Tamworth was granted leave of absence for today and tomorrow on account of important business.

Senate Message

The Senate has passed a bill and joint resolution with the following title and caption, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 140, An Act relative to suits affecting air navigation facilities.

Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey.

Senate Bill Read and Referred

The following Senate bill and Senate joint resolution were read a first and second time, laid upon the table and referred as follows:

Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey. To the Committee on Claims.

Senate Bill No. 140, An Act relative to suits affecting air navigation facilities. To the Delegation from the city of Berlin.

The Senate message further announced that the Senate had adopted the following concurrent resolution, in the adoption of which it asks the concurrence of the House of Representatives:

Concurrent Resolution

Whereas, it is of utmost importance to the welfare of this nation that the youth of this state be given recognition for their outstanding achievements and be encouraged to prepare themselves for their responsibilities and obligations as citizens of this great nation; and

Whereas, the legislatures of several states have adopted resolutions designating October 31 of each year as Youth Honor Day, which is appropriately observed in honor of the youth of this nation; and

Whereas, the Youth Honor Day program has been of tremendous benefit to the youth of America by providing them with the opportunity to assume the responsibility of governing the conduct of the members of their own group; and

Whereas, the adoption of the Youth Honor Day program would prove very beneficial not only to the youth but also to all the people of this State; therefore, be it

Resolved, by the Senate of the State of New Hampshire, the House concurring, that the Governor be respectfully re-

quested to issue a proclamation designating October 31 of each year as Youth Honor Day; that the people of this State be urged to actively participate in the observance of this day; and that a suitable copy of this resolution be forwarded to the Governor, the Honorable Lane Dwinell.

On motion of Mr. Pickett of Keene the House voted to concur in the adoption of the foregoing concurrent resolution.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 390, An Act relative to appointment of a chief of police.

House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following Senate bill:

Senate Bill No. 60, An Act to determine the responsibility for the intentional or negligent contribution to the delinquency of a minor.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled Concurrent Resolution, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

Concurrent Resolution

Relating to Litterbugs

Whereas, the citizens of the state of New Hampshire take great pride in the grandeur which nature has bestowed upon their state, and

Whereas, the citizens of the other 47 states and our good neighbors from Canada annually visit our state to enjoy these natural wonders, and

Whereas, a small minority of our citizens and tourists disfigure these natural beauties with trash and litter, especially alcng our roadsides, and

Whereas, the crews of the highway departments of the

towns, cities, and state annually spend thousands of dollars removing this litter, and

Whereas, the various garden clubs and other civic and fraternal organizations devote much time and effort to beautifying our roadsides and improving picnic facilities, and

Whereas, records show that those who litter public places are subject to a fine not to exceed $25.00, and

Whereas, there have been many arrests but few convictions and only upon the rarest of instances does anyone pay the maximum fine,

Therefore Be It Resolved by the Senate and House of Representatives in General Court convened:

That the General Court hereby memorializes the law enforcement officers of our state to enforce the laws currently in the statutes. Only stricter enforcing the law will encourage the litterbug to abandon his disfiguring work. The efforts of thousands of our citizens to improve the beauty of our roadsides are now laid to waste in a few thoughtless minutes by trash tossers and garbage heavers. The citizens of our state annually pay thousands of dollars in taxes to be spent removing the debris left by thoughtless fellow citizens. By the erection of hundreds of signs along the roadside, all have been made aware of the existence of an anti-litter law and the fine they may expect to pay.

On motion of Mr. Moore of Bradford the House voted to concur in the amendments sent down from the Honorable Senate.

Committee Reports

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Duties of Director of Purchase and Property.* Amend paragraph IX of RSA 8:19 by striking out said paragraph and inserting in place thereof the following: IX. After consulta-

tion with, and approval by, the board of approval as established by RSA 93:2, purchase liability insurance under a fleet policy covering the operation of state owned vehicles, and such other insurance and surety bonds as any state department, agency or official may now or hereafter be legally authorized, or required to furnish; provided that approval shall not be granted for any such insurance or surety bonds unless the same have been negotiated for, are procured from and the premium therefor is to be paid to an independent commissioned resident agent of an insurance company registered and licensed to do business in this state;

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Tilton of Laconia, for the Special Committee consisting of the members from the County of Belknap, to whom was referred House Bill No. 395, An Act relative to Belknap recreational area, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Resolutions

The question being on the resolution offered by Mr. Comi of Concord as printed on page 17 of the Journal for Tuesday, June 18 relative to limitation of debate.

Mr. Comi of Concord spoke in favor of the resolution.

Messrs. Plumer of Bristol, Eldredge of Exeter, Pillsbury of Manchester, Jones of Lebanon, Pickett of Keene and Mrs. Brungot of Berlin spoke against the resolution.

On a *viva voce* vote the resolution was not adopted.

Mr. Mott of Newington offered the following concurrent resolution:

Concurrent Resolution

relative to a marine biological laboratory for the University of New Hampshire at Newington.

Whereas, the Department of Zoology at the University of New Hampshire has a dedicated interest in and qualified personnel for marine biological research and instruction; and

Whereas, the Department's personnel might pursue this objective more advantageously with a proper marine location; and

Whereas, there is a need for properly trained specialists in marine biology; and

Whereas, no other state university north of Cape Cod is located near the Atlantic Coastal waters; and

Whereas, the State of New Hampshire by Executive Order on September 28, 1951 assigned to the University a site of 3.6 acres near the eastern terminus of the Sullivan Bridge in the Town of Newington on the Piscataqua River at the entrance to the Great Bay Area intended and ideally suited for a marine biological laboratory; and

Whereas, the development of the site by the University would enhance the appearance of state-owned property adjacent to the Spaulding Turnpike, now therefore be it

Resolved by the House of Representatives, the Senate concurring:

That the President of the University of New Hampshire be instructed to cause his staff to make a study of the feasability, plans for operation, staffing, costs, and other data necessary to an appraisal of this subject and submit his report to the legislature no later than January 15, 1959, citing this resolution as his directive.

The foregoing concurrent resolution was referred to the Committee on Education.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

House Bill No. 395, An Act relative to Belknap recreational area, was read a third time, passed, and sent to the Senate for concurrence.

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy, was read a third time, passed, and sent to the Senate for concurrence in the amendment adopted by the House.

On motion of Mrs. Palmer of Plaistow the House adjourned at 11:40 o'clock.

THURSDAY, JUNE 20, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Chaplain.

Let us go forth, O God, to the work of another day armed with Thy strength and not our own. We pray this morning for our Governor, our Senate President, our Speaker and all other leaders, that they may have good judgment and wisdom beyond their own and clear understanding for the problems of this difficult hour. We pray for all the members of the Senate and House, that they may have the courage and the resolute purpose to discharge their responsibilities faithfully. We pray for all who are moulding public opinion in our time, for all who write what other people read, that they may hold aloft the lamp of truth for all to see and live by. And we pray, our Father, that Thy will be done here today. May Thy program be carried out, above party and personality, for the good of the people of this State. Through Jesus Christ our Lord. Amen.

Salute to the Flag

Senator Humphreys of District No. 24 led the Convention in the salute to the flag.

House

Leave of Absence

Mr. Winston of Manchester was granted leave of absence for the day on account of important business.

Opinion of the Justices of the Supreme Court

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following answers to the questions contained in your resolution filed June 5, 1957.

The first question relates to the method of computing time under Part 2, Article 19 of the Constitution amended in 1948, the pertinent part of which provides as follows:

"[Art.] 19th. [Power of Adjournment Limited.] The house of representatives shall have power to adjourn themselves, but no longer than five days at a time." At the outset it may be noted that Sundays and holidays are to be included

in computing the five-day period. The resolution in the 1948 Constitutional Convention which proposed to change the period from two to five days specially provided that it was to be "exclusive of Sundays and holidays" but as finally adopted by the convention and the people, the quoted phrase was deleted. Journal of Constitutional Convention, 1948, *pp.* 28, 29, 141—142, 272; N. H. Manual for the General Court, 1949, *pp.* 90, 620, 622. This is a plain indication that Sundays and holidays were to be counted as any other calendar day in determining the five-day adjournment period. Furthermore, Part Second, Art. 44, specifically excepts Sundays in allowing the Governor five days to exercise his veto which indicates that every calendar day is to be counted unless specific provision is made to the contrary.

The statutory provision for reckoning time (RSA 21:35) originally enacted in 1842 (Revised Statutes, *c.* 1, *s.* 25) is not controlling. "The constitution was *before* this statute, and was and is *above* it, and paramount to it in authority, and cannot certainly be changed in its letter or form by the provisions of any statute." *Soldiers Voting Bill*, 45 N. H. 607, 613. The history of Article 19th and the practice and custom under it provide adequate guidance for a proper construction of the article. It has been the general practice to compute the period of adjournment of two days before 1948 and five days after the amendment by excluding the day of adjournment and the day of the next session so that period of adjournment was respectively two or five clear calendar days at a time. *See Soldiers Voting Bill, supra*, 608. Thus formerly when the period of adjournment was limited to "two days at a time," it was customary to hold a skeleton session on Saturday and adjourn to Tuesday which made the adjournment period consist of two clear calendar days. Accordingly, it is our opinion that the phrase "five days at a time" as used in Art. 19th means five clear calendar days which is consistent with popular understanding and practice under this article.

As we understand the second inquiry it is whether both the Senate and the House of Representatives constituting the General Court "as a whole" have the power to adjourn for a period of more than five days at a time. The answer is no. The limitation on the Senate is similar to the five day limitation in the period of adjournment for the House. Part Second,

Art. 36, provides in part: "[Art.] 36 [Adjournments Limited Except in Impeachment Cases.]

The Senate shall have power to adjourn themselves, provided such adjournment do not exceed five days at a time." *Arts.* 19 and 36 provide that neither the Senate nor the House of Representatives may adjourn for more than five days at a time, and nowhere is there any provision that acting together as the General Court, they have greater power except as provided in *Arts.* 43 and 50. These provisions were summarized and construed in 1911 in *Opinion of the Justices*, 76 N. H. 601, 608: Under "the constitution neither house can adjourn itself for more than [five] days at a time; that the power of adjourning the legislature is vested in the governor, who, with the advice of the council, upon request of both houses may adjourn the general court to such time as they agree upon, or, in case of disagreement between the two houses, may adjourn it for such time as he may determine the public good may require, not exceeding in the latter case ninety days at any one time."

While Part 2, *Art.* 3, provides that the Senate and House shall assemble biennially in January "and at such other times as they may judge necessary," this is likewise limited by the powers of the Governor and Council under *Art.* 50. *Opinion of Justices*, 93 N. H. 474; RSA 16:1, 6. In view of the construction of the constitutional provisions relating to adjournment in *Opinion of Justices*, 76 N. H. 601, *supra*, the General Court acting by itself cannot adjourn for more than five days at a time.

FRANK R. KENISON
LAURENCE I. DUNCAN,
AMOS N. BLANDIN, Jr.
EDWARD J. LAMPRON
STEPHEN WHEELER

June 20, 1957.

Senate Message

The Senate has passed a bill and joint resolution with the following title and caption, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 158, An Act relating to probate courts.

Senate Joint Resolution No. 1, Joint Resolution in favor of Margaret C. Coll.

Senate Bill and Senate Joint Resolution Read and Referred

The following Senate bill and Senate joint resolution were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 158, An Act relating to probate courts.

To the Committee on Judiciary.

Senate Joint Resolution No. 1, Joint Resolution in favor of Margaret C. Coll.

To the Committee on Claims.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution:

Concurrent Resolution naming Portsmouth Air Base.

Resolutions

Resolved by the House of Representatives, the Senate concurring:

Resolved, that the General Court of New Hampshire urges the Congress of the United States to provide that the so-called Portsmouth Air Base, located in Newington, New Hampshire, be named and hereafter be known as the Pease Air Force Base, in honor of Harl Pease, Jr., holder of the Congressional Medal of Honor and the Distinguished Flying Cross, be it further

Resolved, that the Secretary of State transmit certified copies of this resolution to the Senators and Representatives of New Hampshire in the Congress, and to the Speaker of the House of Representatives and the President of the Senate of the United States.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 142, An Act relative to taxation of real estate and personal property.

Report of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bills:

Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings.

Senate Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare.

The report was accepted.

Taken from the Table Under Rule 48

House Bill No. 291, An Act providing for salaries for classified state employees, was taken from the table.

The question being on the committee's amendment as printed on pages 14 and 15 of the Journal for Tuesday, June 18.

Mr. McMeekin of Haverhill offered the following amendment to the amendment.

Amend said amendment by adding the following sections:

4. *Statement of Purpose.* In order that no classified state employees shall be required to work more than forty hours in any one week, nor to work a split shift, a special committee is hereby established to develop plans to accomplish this purpose within the limits of available funds, as follows:

5. *Committee Established.* The special committee shall consist of three members to be appointed by the Speaker of the House of Representatives and two members appointed by the President of the Senate. Said committee shall examine all positions in the classified service of the state where the work week is in excess of forty hours and where split shifts are involved and develop plans whereby said work week may be reduced and estimate the cost of such reduction. Said committee shall work with the personnel commission and any other state officials whom the governor may designate to assist it in its work.

6. *Recommendations.* Said committee shall make recommendations to the personnel commission and to the governor and council for changes in the personnel rules to accomplish the purposes set forth in section 4 hereof. If funds are not available to put into effect the full recommendations of the committee the committee may recommend an interim plan which would reduce the work week to something more than forty hours. The governor and council are authorized to take such action as is necessary to carry out the recommendations

of the committee and are further authorized to transfer funds provided in section 8 hereof.

7. *Personnel Commission.* The personnel commission is hereby authorized and instructed to take into consideration in classifying positions in the classified service the availability of personnel capable of filling the requirements of any position.

8. *Salary Adjustment Fund.* Notwithstanding any other provisions of law the balance of any funds in the salary adjustment fund as of June 30, 1958, may, upon approval by the governor and council, be transferred for use during the fiscal year ending June 30, 1959, to any state department or institution for the purpose of the employment of additional personnel to effect the purposes of this act to reduce the work week.

Further amend said bill by renumbering section 4 to read section 9.

The question being on the amendment to the amendment.

(Discussion ensued)

Messrs. McMeekin of Haverhill, Pillsbury of Manchester and Comi of Concord spoke in favor of the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

Mr. Crosby of Hillsborough offered the following further amendment to the committee's amendment as amended.

Amend the amendment as amended by striking out the same and substituting therefor the following:

Amend said bill by striking out the title thereof and inserting in place thereof the following:

An Act providing for salaries of classified state employees and salaries of unclassified state officials.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Classified State Employees.* Amend RSA 99:1 by striking out said section and inserting in place thereof the following: 99:1. *Salaries Established.* The salary ranges for all classified state employees shall be established as follows:

	Minimum	Maximum
Salary grade 1	$2,310	$2,670
Salary grade 2	2,400	2,760
Salary grade 3	2,490	2,850
Salary grade 4	2,550	3,030
Salary grade 5	2,670	3,150
Salary grade 6	2,790	3,270
Salary grade 7	2,880	3,480
Salary grade 8	3,030	3,630
Salary grade 9	3,180	3,780
Salary grade 10	3,280	4,080
Salary grade 11	3,480	4,280
Salary grade 12	3,680	4,480
Salary grade 13	3,880	4,680
Salary grade 14	4,080	4,880
Salary grade 15	4,240	5,200
Salary grade 16	4,480	5,440
Salary grade 17	4,690	5,770
Salary grade 18	4,960	6,040
Salary grade 19	5,200	6,400
Salary grade 20	5,500	6,700
Salary grade 21	5,800	7,000
Salary grade 22	6,100	7,300
Salary grade 23	6,350	7,750
Salary grade 24	6,700	8,100
Salary grade 25	7,050	8,450
Salary grade 26	7,350	8,950
Salary grade 27	7,750	9,350
Salary grade 28	8,150	9,750
Salary grade 29	8,550	10,150
Salary grade 30	8,950	10,550

2. *Interpretation of Provisions.* Amend RSA 99:3 by striking out said section and inserting in place thereof the following: 99:3. *Increases in Salary.* Classified employees of the state on July 1, 1957 shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and their annual salaries shall be in accordance with the salary scale set forth in section 1, provided that in any case where the above ranges including emergency increases are less than the rates presently authorized for any such employee

there shall be added the difference in dollar amounts so that no classified state employee shall receive less compensation than he was receiving under the salary scale in effect prior to July 1, 1957. The provisions hereof shall not be construed as affecting so-called longevity payments which shall be in addition to the regular salary scale.

3. *Appropriations.* There are hereby appropriated for the fiscal year ending June 30, 1958 for the salary increases provided for in section 1 the following sums: one million, seven hundred fifty-one thousand, four dollars and sixty-three cents ($1,751,004.63) from the general funds of the state, one million, thirty-three thousand, eight hundred and nineteen dollars and seven cents ($1,033,819.07) from highway funds, one hundred sixteen thousand, four hundred sixty-eight dollars and thirty-six cents ($116,468.36) from fish and game funds, two hundred fifty-two thousand, nine hundred nine dollars and nine cents ($252,909.09) from federal funds, and thirty-two thousand, five hundred fifty-one dollars and seventy-four cents ($32,551.74) from self-sustaining funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959 for the same purposes.

4. *State Officials.* Amend RSA 94:1 by striking out said section and inserting in place thereof the following: 94:1 *Salaries Established.* The annual salaries for the positions set forth shall be as follows:

	Minimum	Maximum
Adjutant general	$ 9,386	$10,790
Assistant attorney general (three)	8,762	10,088
Assistant business supervisor	7,514	8,632
Assistant commissioner, public works and highways	10,010	11,518
Deputy director of recreation	7,514	8,632
Assistant state librarian	6,266	7,202
Assistant superintendent, state hospital	9,386	10,790
Attorney general	11,258	12,948
Bank commissioner	9,386	10,790
Business supervisor	8,762	10,088

	Minimum	Maximum
Chairman, water resources board	6,890	7,930
Clerk of supreme court and court reporter	8,138	9,360
Commandant, soldiers' home	4,758	5,486
Commissioner of agriculture	9,386	10,790
Commissioner of education	11,258	12,948
Commissioner of public welfare	11,258	12,948
Commissioner, public works and highways	11,258	12,948
Comptroller	11,258	12,948
Deputy attorney general	10,010	11,518
Deputy bank commissioner	6,890	7,930
Deputy bank commissioner, (building and loan)	6,890	7,930
Deputy commissioner of education	10,010	11,518
Deputy commissioner, public works and highways	10,010	11,518
Deputy director of personnel	7,514	8,632
Deputy insurance commissioner	8,138	9,360
Deputy labor commissioner	6,266	7,202
Deputy motor vehicle commissioner	8,138	9,360
Deputy secretary of state	7,514	8,632
Deputy state treasurer	7,514	8,632
Deputy superintendent, industrial school	5,642	6,474
Deputy warden, state prison	5,642	6,474
Director, charitable trusts	3,700	4,758
Director, division of accounts	8,138	9,360
Director, division of employment security	9,386	10,790
Director, division of purchase and property	8,762	10,088
Director of aeronautics	7,514	8,632
Director of civil defense	5,642	6,474
Director of clinical services	8,840	10,452

	Minimum	Maximum
Director of correction psychiatry	8,840	10,452
Director of fish and game	8,138	9,360
Director, mental hygiene and child guidance clinics	9,386	10,790
Director, out-patient services	8,840	10,452
Director of personnel	8,762	10,088
Director of probation	6,890	7,930
Director of psychiatric education	8,840	10,452
Director of recreation	8,762	10,088
Director, veterans' council	5,018	5,772
Executive director of planning and development	9,386	10,790
Farm supervisor	7,514	8,632
Insurance commissioner	9,386	10,790
Labor commissioner	8,138	9,360
Liquor commissioner (three)	8,760	10,088
Motor vehicle commissioner	9,386	10,790
Parole officer	6,266	7,202
President, teachers' college (two)	9,386	10,790
Public utilities commissioner (three)	10,010	11,518
Secretary of state	8,762	10,088
Secretary, tax commission	9,386	10,790
State fire marshal	6,890	7,930
State forester	8,762	10,088
State health officer	11,258	12,948
State librarian	7,514	8,632
State veterinarian	8,762	10,088
State treasurer	8,762	10,088
Superintendent, industrial school	8,138	9,360
Superintendent, Laconia state school	9,386	10,790
Superintendent, state hospital	11,882	13,676
Superintendent, state police	9,386	10,790
Superintendent, state sanatorium	9,386	10,790

	Minimum	Maximum
Tax commissioner (two)	8,138	9,360
Warden, state prison	8,138	9,360

5. *Approriation.* There are hereby appropriated for the fiscal year ending June 30, 1958 for the salary increases provided for in section 4 the following sums: one hundred forty-three thousand, nine hundred fourteen dollars ($143,914.00) from the general funds of the state, thirteen thousand, one hundred twenty-four dollars ($13,124.00) from highway funds, one thousand, eight hundred eighty-five dollars ($1,885.00) from fish and game funds, three thousand, eight hundred ninety-seven dollars ($3,897.00) from federal funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

6. *Comptroller.* Amend RSA 8:37 by striking out said section and inserting in place thereof the following: 8:37. *Farm Supervisor.* In the department of administration and control there shall be a farm supervisor. Said supervisor shall be appointed by the comptroller, and the business supervisor.

7. *Present Incumbents.* Officials named in section 4 shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and in accordance with RSA 94:3.

8. *Civil Engineers.* Notwithstanding the provisions of section 1, to the civil engineering positions in those departments engaged primarily in engineering, namely: public works and highways, water resources and water pollution, shall have added to their respective salary ranges the following additional percentage increases:

Salary grades 11 - 14, 15%
Salary grades 15 - 17, 7½%

This additional salary adjustment provided for herein shall be a charge on the appropriations provided in section 3.

9. *Additional Provisions.* If unrestricted general fund revenue for the fiscal year ending June 30, 1958, shall exceed the sum of $19,761,762.00, the salary ranges as set forth in section 1 shall be increased by the following amounts beginning July 1, 1958:

	Minimum	Maximum
Salary grade 1	$180	$180
Salary grade 2	$180	$180
Salary grade 3	$140	$140
Salary grade 4	$120	$120
Salary grade 5	$100	$100
Salary grade 6	$ 90	$ 90
Salary grade 7	$ 30	$ 30

In addition to appropriations provided for in section 3 there are hereby appropriated the sums of $137,229.00 from general funds, $50,776.00 from highway funds, $5,420.00 from fish and game funds, $11,040.00 from federal funds, and $585.00 from self-sustaining funds.

The sums appropriated under this section shall be for the fiscal year ending June 30, 1959, if the unrestricted general fund revenue meets the requirements of this section.

10. *Takes Effect.* This act shall take effect July 1, 1957.

The foregoing amendment having been printed in the calendar of the Journal for Tuesday, June 18, Mr. Crosby of Hillsborough moved that reading of the amendment be dispensed with.

The question being on the motion.

On a *viva voce* vote the motion prevailed.

The question being on the amendment to the committee's amendment as amended.

(Discussion ensued)

Messrs. Crosby of Hillsborough and Pillsbury of Manchester spoke in favor of the amendment to the amendment.

Mr. Bloomfield of Claremont spoke against the amendment to the amendment.

At 12:44 o'clock the Chair declared a recess until 1:30 o'clock.

Recess

After Recess

The House reconvened at 1:30 o'clock.

The question being on the amendment to the committee's amendment as amended, offered by Mr. Crosby of Hillsborough.

(Discussion ensued)

Mrs. Brungot of Berlin and Messrs. Angus of Claremont, and Craig of Manchester spoke in favor of the amendment to the amendment.

Messrs. Malley of Somersworth, Rowell of Newport, Mrs. Taylor of Whitefield, Messrs. Bell of Plymouth, Chandler of Bartlett, Mrs. Atwood of Sanbornton, Messrs. Walker of Concord and McMeekin of Haverhill all spoke against the amendment to the amendment.

The question being on the amendment to the amendment.

Mr. Lamprey of Moultonborough demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 186

CARROLL COUNTY: Davis of Conway, Roberts.

MERRIMACK COUNTY: Baron, Kenevel, Vaughn of Bow, Turner, Bates, Allen, Lafford, Davis of Concord, Henry, Cheney of Concord, Gibson, Lessels, Jewett, O'Neil, Cilley, Maxham, Mahoney, Rufo, Nutter, Burke of Franklin, Ayotte, Carpenter, DuDevoir, Thibeault of Pembroke, Young, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Crosby, Abbott, Gallagher, Paul, Ainley, Pettigrew, Soucy of Manchester, ward 1, Dewey, Geisel, Pillsbury, Robb, Dwyer, Nerbonne, Sullivan, Betley, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, Leclerc of Manchester, ward 7, Champagne, Craig, Delisle, Morris, Gilmartin, Kearns, King, Hurley, Lafond, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Crowley, Leclerc of Manchester, ward 14, Deans, Saunders, Thibault of Nashua, Belcourt, Trombly, Ayers, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Bouley, Dugas, Sabluski, Bouthillier, Locke, Rice.

CHESHIRE COUNTY: Washburn, Terrill, Bennett, Brown of Keene, Pickett, Tolman, Ostlund, Eaton of Stoddard, Swett of Sullivan, Congdon.

SULLIVAN COUNTY: Angus, D'Mante, Reney, Brown of Newport, Karr of Newport, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Bucklin, Willey, Graham of Canaan, Sanborn of Enfield, Peabody, Nettleton, Hayward, Larty, Chamberlain, McGee, Collyer, Armstrong, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Rix, Graham of Gorham, Swett of Lancaster, Potter, Bushey, Hersom, Richardson, Stinson, Gould.

ROCKINGHAM COUNTY: White of Atkinson, Persson, Clark of Derry, Gay of Derry, Stancik, Nickerson of East Kingston, Spollett, Eastman of Kensington, Battles, Sheehy, Mott, Labranche, Sewall, Perkins, Palmer, Barrett, Dondero, Payette, Sadler, Wood, Hayes, Wardwell, Blaisdell, Russell of Portsmouth, Landrigan, Haigh, Peever, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Berry, Blanchette, Desjardins, LaBonte, Brown of Durham, Stearns, Gilman, Francoeur, Rolfe, Lacasse of Rochester, Maloomian, Cormier.

BELKNAP COUNTY: Haggett, Matheson, Lord.

Nays, 161

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Hill, Thompson of Effingham, Lamprey, Peaslee of Wakefield, Claflin.

MERRIMACK COUNTY: Moore, White of Concord, Tiffany, Saltmarsh, Barnard, Walker, Comi, Sargent, Bunten, Broadhurst, Kenney, Leonard, Mason, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman, Ayer, Chadwick,

HILLSBOROUGH COUNTY: Wiggin of Bedford, Hambleton, Jennings, Poore, Adams of Greenfield, Fortin, Pickering, Williams of Hollis, Warren, Danforth, Nolan, Tessier, Thibodeau, Eaton of Mason, Falconer, Hutchinson, Cooper, Cummings, Ramsdell, Record, Ryan, Latour, Dumais, Thompson of New Ipswich, Dutton, Street, Eastman of Weare, Bardol.

CHESHIRE COUNTY: Post, Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Haley, Winch, McCullough, Codding, Faulkner, Farr, Oliver, Yardley, Bouvier, Kershaw, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Bradbury, Russell of Claremont, Monblo, Nahil, Desnoyer, Davis of Cornish, Riley, Rowell, Vaughan of Newport, Chivers.

GRAFTON COUNTY: Plumer, Williams of Grafton, Bradley, Duke, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Haskins, Bell, Loizeaux.

COOS COUNTY: Heath, Alls, Cornelius, Placy, Taylor.

ROCKINGHAM COUNTY: Griffin, Tenney, Shattuck, Blair, Eastman of Exeter, Eldredge, Merriil, Rathbone, Hunter, Lougee, Sanborn of Hampton Falls, Parmenter, Cheney of Newton, Carter, Pinkham, Foote, Murch, Dame, Joyce, Philbrick.

STRAFFORD COUNTY: Leighton, Wiggin of Dover, Dunnington, Webb, Connell, Littlehale, Drew, Dawson, Moulton, Maxfield, Nelson of Rochester, St. Pierre, Currier, Clement, Varney, Valliere, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Lacaillade, McCarthy, Morin, Simoneau, Tilton, Karagianis, Lucier, Burbank, O'Shan, Dana, Smith of Meredith, Atwood, Metcalf.

And the amendment to the amendment was adopted.

Mrs. Davis of Concord offered the following further amendment to the committee's amendment as amended:

Amend House Bill No. 291 by revising the amendment offered by Mr. Crosby of Hillsborough:

Amend said bill by adding after salary grade 30 in section 1 the following new salary grades:

Salary grade 31	9350 — 10950
Salary grade 32	9750 — 11350

Further amend House Bill No. 291 by adding after the word scale in section 2 the following:

Notwithstanding any other provisions the civil engineering positions in those departments engaged primarily in engineering, namely: public works and highways, water resources and water pollution, shall be reclassified as follows:

Civil Engineers shall be reclassified by placing Civil Engineers I in salary grade 17, Civil Engineers II in salary grade

20, Civil Engineers III in salary grade 23, Civil Engineers IV in salary grade 26, Civil Engineers V in salary grade 29, Civil Engineers VI in salary grade 32. Any State Department or Agency with a shortage of trained professional employees may apply to the Governor and Council for reclassification of such trained professional employees and the Governor and Council may approve such reclassification if sufficient funds are available from the regular appropriation of such Department or Agency and the Governor and Council may further appropriate from emergency funds additional amounts where appropriations available to the Department or Agency are inadequate to meet the emergency.

Amend section 3 by adding after the word purposes the following:

Consistent with the foregoing there shall be further appropriated the sum of four hundred thirty thousand, eight hundred eighty dollars ($430,880.00) each year from highway funds.

The question being on the amendment to the amendment.

(Discussion ensued)

Mrs. Davis of Concord spoke in favor of the amendment to the amendment.

Mr. McMeekin of Haverhill moved that the amendment to the amendment be laid upon the table for printing to be taken up in the regular order of business on Tuesday, June 25.

The question being on the motion.

(Discussion ensued)

Messrs. Pillsbury and Kearns of Manchester and Mrs. Brungot of Berlin spoke against the motion.

Mr. McMeekin of Haverhill withdrew his motion to lay upon the table and spoke against the amendment to the amendment.

The question now being on the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was not adopted.

The question being on the committee's amendment as amended.

Mr. Walker of Concord called for a division of the question and the Chair ruled that the amendment would be voted upon section by section.

The question being on section 1, Classified State Employees.

On a *viva vote* vote section 1 was adopted.

The question being on section 2, Interpretation of Provisions.

On a *viva voce* vote section 2 was adopted.

The question being on section 3, Appropriations.

On a *viva voce* vote section 3 was adopted.

The question being on section 4, State Officials.

On a *viva voce* vote section 4 was adopted.

The question being on section 5, Appropriation.

On a *viva voce* vote section 5 was adopted.

The question being on section 6, Comptroller.

On a *viva voce* vote section 6 was adopted.

The question being on section 7, Present Incumbents.

On a *viva voce* vote section 7 was adopted.

The question being on section 8, Civil Engineers.

On a *viva voce* vote section 8 was adopted.

The question being on section 9, Additional Provisions.

On a *viva voce* vote section 9 was adopted.

The question being on section 10, Takes Effect.

On a *viva voce* vote section 10 was adopted.

Mr. McMeekin of Haverhill offered the following amendment to House Bill No. 291, as amended:

Amend said bill by adding the following sections:

10. *Statement of Purpose.* In order that no classified state employees shall be required to work more than forty hours in any one week, nor to work a split shift, a special committee is hereby established to develop plans to accomplish this purpose within the limits of available funds, as follows:

11. *Committee Established.* The special committee shall consist of three members to be appointed by the speaker of the house of representatives and two members appointed by the president of the senate. Said committee shall examine all

positions in the classified service of the state where the work week is in excess of forty hours and where split shifts are involved and develop plans whereby said work week may be reduced and estimate the cost of such reduction. Said committee shall work with the personnel commission and any other state officials whom the governor may designate to assist it in its work.

12. *Recommendations.* Said committee shall make recommendations to the personnel commission and to the governor and council for changes in the personnel rules to accomplish the purposes set forth in section 4 hereof. If funds are not available to put into effect the full recommendations of the committee the committee may recommend an interim plan which would reduce the work week to something more than forty hours. The governor and council are authorized to take such action as is necessary to carry out the recommendations of the committee and are further authorized to transfer funds provided in section 8 hereof.

13. *Personnel Commission.* The personnel commission is hereby authorized and instructed to take into consideration in classifying positions in the classified service the availability of personnel capable of filling the requirements of any position.

14. *Salary Adjustment Fund.* Notwithstanding any other provisions of law the balance of any funds in the salary adjustment fund as of June 30, 1958, may, upon approval by the governor and council, be transferred for use during the fiscal year ending June 30, 1959, to any state department or institution for the purpose of the employment of additional personnel to effect the purposes of this act to reduce the work week.

Further amend said bill by renumbering section 10 to read section 15.

On motion of Mr. Pillsbury of Manchester the reading of the amendment was dispensed with.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 291:

Amend said bill by striking out the line relative to the

salary scale for chairman of water resources and inserting in place thereof the following:

Chairman water resources board $10,010 — $11,518

The question being on the amendment.

Mr. Pillsbury of Manchester spoke in favor of the amendment.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pillsbury of Manchester requested a second *viva voce* vote.

On a second *viva voce* vote the amendment was adopted.

Mr. Pickett of Keene offered the following further amendment to House Bill No. 291:

Amend section 4 of the bill by striking out the line relative to the salary scale for liquor commissioners and inserting in place thereof the following:

Liquor Commissioner (3) 9700 — 11088

Mr. Pickett of Keene spoke in favor of the amendment.

On a *viva voce* vote the amendment was not adopted.

The question now being, Shall House Bill No. 291 be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its vote whereby it ordered House Bill No. 291 to a third reading.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Report

Mr. Rollins of Alton, for the Committee on Education, to whom was referred House Bill No. 362, An Act relative to state aid for school districts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *School Districts.* Amend RSA 198:11 (supp) as inserted by 1955, 331:1 by striking out said section and inserting in place thereof the following: 198:11. *Adjustment of Re-*

quired Programs. It shall be the duty of the state board of education to adjust the cost of the required programs as set forth in section 10 above, in accordance with the amount appropriated for distribution as foundation aid. The cost of the required programs shall not exceed the state average costs per elementary pupil and per high school pupil of all current expenses of operation as established by the state board of education for the year in which the foundation aid computation is made.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Continuing Distribution.* Amend RSA 198:12 (supp) as inserted by 1955, 331:1 by striking out the words "section 10" and inserting in place thereof the words, sections 10 and 11, so that said section as amended shall read as follows: 198:12. *Unexpended Appropriation.* Any amounts not distributed in the first year of any biennium may be distributed in the second year, if required to distribute the maximum amount permissible under the provisions of sections 10 and 11.

The report was accepted.

Laid Upon the Table Under Rule 48

The amendment being material, House Bill No. 362 was laid upon the table for printing of the amendment and will be taken up in the regular order of business on Wednesday, June 26.

Committee Report

Mr. Geisel of Manchester, for the Committee on Banks, to whom was referred Senate Bill No. 128, An Act relative to investments of savings banks and loans by trust companies, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McMeekin of Haverhill moved that the remaining items of business on today's calendar be put over until Tuesday, June 25.

On a *viva voce* vote the motion prevailed.

Resolutions

Mr. McMeekin of Haverhill offered the following resolution:

Whereas, the Fourth of July, falls upon Thursday, therefore be it

Resolved, that sessions of the House be held on Monday, Tuesday and Wednesday, July 1, 2 and 3.

On a *viva voce* vote the resolution was adopted.

Mr. Rathbone of Exeter offered the following resolution:

Whereas, tomorrow, June 21st marks the 169th Anniversary of the ratification of the Federal Constitution by the New Hampshire General Court in session at Concord on that day in the year 1788, and

Whereas, by this act, the Constitution of the United States was adopted in full force and effect and the first great experiment of a nation embarking upon a constitutional form of government was enacted, therefore be it

Resolved, that when we adjourn today, we do so in grateful appreciation of the courage, foresight and personal sacrifice displayed by those hardy patriots who made this great nation a living reality.

On a *viva voce* vote the resolution was adopted.

On motion of Mrs. Ainley of Manchester the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet Tuesday morning at 11:00 o'clock.

Third Readings

House Bill No. 291, An Act providing for salaries of classified state employes and salaries of unclassified state officials (in new title) was read a third time, passed, and sent to the Senate for concurrence.

Reconsideration

Mr. Crosby of Hillsborough moved that the House reconsider its vote whereby it passed House Bill No. 291.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Bill No. 128, An Act relative to investments of savings banks and loans by trust companies, was read a third time, passed, and sent to the Secretary of State to be engrossed.

On motion of Mrs. Webb of Dover the House adjourned at 4:16 o'clock.

TUESDAY, JUNE 25, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom H. Tucker, Associate Minister of the First Congregational Church of Concord, who will take the place of our regular Chaplain for the next few weeks.

O God, our Father, Great Creator of all nations and still the Guide and Guardian of each individual person. Unto Thee we pray again, thanking Thee for the rest of the past night and for Thy strength and confidence at the start of a new day. We thank Thee, too, that Thou hast put Thy Hand upon us and given us special work to do for the family of man here in this state.

We pray that Thou wilt make our faith strong in dealing with today's responsibilities. Endow us with a sensitivity to the real needs which we have not only as individuals, but also as a whole community. As Thou hast given us rain to refresh our climate, give us also the refreshment of Thy Spirit that we may know more clearly the ways of justice and peace for the establishment of Thy Kingdom. Fill our conversation with Thy love and strengthen our actions with Thy might, that Thy will might be done through us, in the Name of Jesus Christ our Lord, Amen.

Salute to the Flag

The Acting President of the Senate, Senator Holmes of District No. 12, led the Convention in the salute to the Flag.

House

Leaves of Absence

Messrs. Batchelder of Deerfield, Phelps of Andover, Cornelius of Lancaster, Sawyer of Brookfield and Drew of Farmington were granted leaves of absence for the week on account of important business.

Mr. Allen of Concord, Ward 1, was granted leave of absence for today and tomorrow on account of important business.

Mr. Clement of Rochester was granted leave of absence for the day on account of illness.

Personal Privilege

The Chair recognized Mr. Rathbone of Exeter on a point of personal privilege.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 137, An Act exempting disabled persons from the payment of poll and head taxes.

Senate Bill No. 197, An Act relative to cases transferred from the juvenile court to the superior court.

Senate Bill No. 200, An Act relating to approved schools of hairdressing.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 197, An Act relative to cases transferred from the juvenile court to the superior court. To the Committee on Judiciary.

Senate Bill No. 200, An Act relating to approved schools of hairdressing. To the Committee on Public Health.

Senate Bill No. 137, An Act exempting totally disabled persons from the payment of poll and head taxes. To the Committee on Ways and Means.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 432, An Act providing for salaries for members of the Somersworth city council.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law.

Amend said bill by striking out Section 2 and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect July 1, 1957.

On motion of Mrs. Miner of Meredith the House voted to concur in the amendment sent down from the Honorable Senate.

Report of the Committee on Engrossed Bills Under Joint Rule 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 178, An Act relative to reimbursement for forest fire expenses, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first eight lines and inserting in place thereof the following:

1. *Forest Fires.* Amend RSA 224:28 by striking out the words "or both" and inserting in place thereof the words, or the United States, or any or all of the same, so that said section as amended shall read as follows: 224:28. *Liability for Fires Without Permit.* Any person causing or kindling a fire without permit of the forest fire warden, when such permit is required, and any person by whose negligence or the negligence of his agents any fire shall be caused, shall be liable in a civil action for the payment to the town, or the state or the United States, or any or all of the

On motion of Mr. Broadhurst of Franklin the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 91. An Act relative to interstate compact on mental health, having considered the same, recommended that the Senate recede from its position of non-concurrence in the House amendment, that the House recede from its position in the adoption of its amendment, and that the House concur with the Senate in the passage of the bill.

MARGARET B. DeLUDE,
LOUIS W. PAQUETTE,
Conferees on the Part of the Senate.

AUSTIN R. TURNER,
WILLIAM H. CRAIG, Jr.,
HOWARD P. SAWYER,
Conferees on the Part of the House.

On motion of Mr. Craig of Manchester the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled Senate bill:

Senate Bill No. 91, An Act relative to interstate compact on mental health.

Committee Reports

The Chair announced that the reports on Senate Bill No. 166 and 13 had been withdrawn.

Mr. Lafond of Manchester, for the Committees on Fish and Game and Public Works, to whom was referred Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by inserting after the words, "ten thousand dollars," in the fourth line the words, and not more than fifty thousand dollars, so that said section as amended shall read as follows:

1. *Fish and Game Contracts.* Amend RSA 228:4 by inserting after paragraph I of said section the following new

paragraph: I-a. Notwithstanding the provisions of paragraph I projects for the fish and game department in excess of ten thousand dollars and not more than fifty thousand dollars may be done on a force account basis upon recommendation of public works and highway commissioner that such procedure is in the best interests of the state, with the approval of the governor and council.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Brungot of Berlin, for the Committee on Judiciary, to whom was referred Senate Bill No. 80, An Act relating to the expiration of void mortgages, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pillsbury of Manchester moved that further consideration of the bill be made a Special Order for Wednesday, June 26, at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred Senate Bill No. 150, An Act relative to factors' liens, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Griffin of Auburn, for the Committee on Judiciary, to whom was referred Senate Bill No. 183, An Act relative to duties of the legal counsel to the senate, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Martin of Littleton, for the Committee on Judiciary, to whom was referred Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Crowley of Manchester, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 170, An Act relative to dog registration tags, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brosnahan of Nashua, for the Committee on Municipal and County Government, to whom was referred House Bill No. 440, An Act legalizing action taken at the meeting of the Reed's Ferry Village Water & Sewer District held March 25, 1957, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia state school, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the figures "$6420.18" in the third line and inserting in place thereof the figures, $5039.00, and by striking out the figures "$7704" in the third line and inserting in place thereof the figures, $6067.00, so that said section as amended shall read as follows:

2. *Salary.* Amend RSA 94:1 by inserting after the deputy superintendent, industrial school, the following: Deputy superintendent, Laconia State School, minimum $5039.00, maximum $6067.00.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes, having considered the same, reported the same with the following resolution:

Resolved, that the bill be referred to the Legislative Council for further study.

The question being on the resolution offered by the committee.

Mrs. Brungot of Berlin spoke against the resolution and requested an explanation of the bill.

Mr. Malley of Somersworth explained the bill and spoke in favor of the resolution of the committee.

Mr. Eldredge of Exeter spoke against the resolution of the committee.

Mrs. Miner of Meredith and Mr. Kearns of Manchester spoke in favor of the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted and Senate Bill No. 66 referred to the Legislative Council.

Mr. Dana of Laconia, for the Special Committee consisting of the members from the city of Laconia, to whom was referred Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 3 and inserting in place thereof the following: 3. *Validation of Bonds and Notes.* Nothing contained in this act shall in any way adversely affect or impair the validity of outstanding bonds or notes previously issued by the city of Laconia or by said city in its capacity as the Laconia School District, all of said outstanding bonds and notes being hereby validated and approved.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 12, An Act dividing the state into two sections for the taking of wild deer, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out all after the word "river" in the twelfth line and inserting in place thereof the words, thence easterly along the Ammonoosuc river to

the junction of the Ammonoosuc and the Wild Ammonoosuc rivers, thence along the Wild Ammonoosuc to Beaver pond, thence northerly along the Appalachian Trail to Glen Ellis Falls, thence along the Coos and Carroll County line to the Maine state line, so that said section as amended shall read as follows: 1. *Wild Deer.* Amend RSA 208:2 (supp) as amended by 1955, 264:1 by striking out said section and inserting in place thereof the following: 208:2. *Taking: Time.* Wild deer, outside game preserves, may be hunted and taken from one-half hour before sunrise to one-half hour after sunset in the part of the state which lies north of the following described line during the month of November; and in that part of the state lying south of the following described line from December first to December twenty-first, provided, that no deer shall be hunted or taken at any time on any island or in any waters or lakes and ponds. The line for the division of the state for the purpose of taking wild deer is described as follows: beginning at the boundary line with the state of Vermont at the point where the Ammonoosuc river joins the Connecticut river; thence easterly along the Ammonoosuc river to the junction of the Ammonoosuc and the Wild Ammonoosuc rivers, thence along the Wild Ammonoosuc to Beaver pond, thence northerly along the Appalachian Trail to Glen Ellis Falls, thence along the Coos and Carroll county line to the Maine state line.

The undersigned, a minority of the Committee on Fish and Game, to whom was referred House Bill No. 12, An Act dividing the state into two sections for the taking of wild deer, having considered the same, and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

FAYNE E. ANDERSON,
GEORGE L. CHENEY,
FRED KELLEY,
ARTHUR B. LEONARD,
A Minority of the Committee.

The reports were accepted.

Mr. Anderson of Warren moved that the report of the minority "inexpedient to legislate" be substituted for that of the majority "ought to pass with amendment."

The question being on the motion.

(Discussion ensued)

Mr. Anderson of Warren spoke in favor of the motion.

Mr. Bisbee of Derry spoke against the motion.

Mr. Chandler of Bartlett moved that further consideration of House Bill No. 12, pending reports and amendment, be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Chandler of Bartlett, Kelley of Littleton, Thompson of Effingham, Leonard of Franklin, Miss Collyer of Lisbon and Mrs. Brungot of Berlin all spoke in favor of the motion.

Mrs. Tolman of Nelson and Messrs. Townsend of Lebanon and Plumer of Bristol spoke against the motion.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote it appeared that the affirmative prevailed.

Mr. Willey of Campton requested a division.

A division being had, 238 members having voted in the affirmative and 68 members having voted in the negative, the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Davis of Conway moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 12, An Act dividing the state into two sections for the taking of wild deer.

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Hunter of Hampton, for the Committee on Public Works, to whom was referred House Bill No. 189, An Act relative to naming the Franklin Delano Roosevelt bridge, having considered the same, reported the same in new draft and with a new title with the recommendation that the bill in its new draft and with its new title be recommitted to the Committee on Public Works.

The report was accepted.

Introduction of a Bill

House Bill No. 189, An Act relative to issuance of liquor licenses for hotels in the town of Hampton, (new draft and new title) was introduced, read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Taken from the Table Under Rule 48

House Bill No. 290, An Act providing for salaries for unclassified state officials and establishing certain positions, was taken from the table.

Mr. Walker of Concord moved that the bill be recommitted to the Committee on Appropriations.

On a *viva voce* vote the motion prevailed and the bill was recommitted.

Notice of Reconsideration

Mr. McMeekin of Haverhill served notice that today or some subsequent day he will move that the House reconsider its vote whereby it referred Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes, to the Legislative Council.

Personal Privilege

The Chair recognized Mr. McMeekin of Haverhill on a point of personal privilege.

Reconsideration

Mrs. Miner of Meredith moved that the House do now reconsider its vote whereby it referred Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes, to the Legislative Council.

The question being on the motion to reconsider.

(Discussion ensued)

Mr. Kearns of Manchester spoke against the motion.

Mr. McMeekin of Haverhill and Mrs. Brungot of Berlin spoke in favor of the motion.

On a *viva voce* vote it appeared that the negative prevailed.

Mrs. Brungot of Berlin requested a division.

Parliamentary Inquiry

Mr. McMeekin of Haverhill inquired whether or not the House could refer a bill to the Legislative Council without the concurrence of the Honorable Senate in view of the fact that RSA 17:4 which defines the duties of the Legislative Council refers to the "General Court."

Speaker's Ruling

The Chair is of the opinion that reference of a bill to the Legislative Council by either branch of the Legislature, acting independently, constitutes a reference by the "General Court."

Accordingly, the concurrence of the Honorable Senate is not required.

The question being on the motion to reconsider offered by Mrs. Miner of Meredith.

A division being had, 149 members having voted in the affirmative and 175 members having voted in the negative, the motion to reconsider did not prevail.

Communication

The Chair announced receipt of the following communication:

State of New Hampshire
Office of
LEGISLATIVE BUDGET ASSISTANT

June 24, 1957

Honorable W. Douglas Scamman
Speaker, House of Representatives
State House
Concord, New Hampshire.

DEAR MR. SPEAKER:

In the Journal of the House of Representatives under date of June 18, 1957 appeared the following resolution offered by Mr. Pickett of Keene:

"*Whereas,* the present fiscal year comes to a close as of June 30, 1957, and

Whereas, the estimates of incomes and expenditures were conceived some eight months ago, therefore be it

Resolved, that the Legislative Budget Assistant confer

with the Department of Public Health, the State Hospital, the Education Department and the Department of Welfare to inquire if they can, at this time, show any changes in income and expenditure."

In compliance with that resolution the departments named have been contacted.

The business manager of the Department of Health estimates unexpended balances of state appropriations for the current fiscal year ending June 30, 1957 at $3,100.00. In 1956 this department lapsed $35,137.15.

At the State Hospital the business administrator II, anticipates appropriation lapses for the current fiscal year of $81,590.61. In 1956 this department lapsed $36,391.00.

In the State Department of Education, the principal accountant shows "Total Estimated balance $50,116.24" at the close of the current fiscal year. In 1956 this department lapsed $94,360.99.

From the foregoing statements it appears, with regard to the three departments cited, that there has been no substantial net change collectively in the income and expenditure estimates made some eight months ago.

In the Department of Public Welfare unexpended state funds do not lapse at the close of the fiscal year to unappropriated surplus. (RSA 167:20) Funds once paid into the public welfare fund remain in that fund. The appropriation made for this department for the first year of each biennium, however, is reduced by an estimated amount of unexpended state funds at the close of the preceding fiscal year on June 30th. This procedure was followed with regard to the appropriation made for Public Welfare in House Bill 416. The estimated balance of unexpended state funds at June 30, 1957 was $118,546.94 and this amount was applied as a reduction against the total appropriation for public welfare. The Department of Public Welfare was contacted to determine whether this balance of $118,546.94 should be revised. The following communication was received from the Commissioner.

Date June 19, 1957
at (Office) Public Welfare

From: James J. Barry, Commissioner
Subject: Balances June 30, 1957
To: Mr. Remick H. Laighton
Legislative Budget Assistant

This will confirm our conference on this date relative to the resolution introduced by the Honorable Laurence M. Pickett of Keene and printed in the Journal for Tuesday, June 18, 1957.

Following your conference I spent approximately four hours with my accountants analyzing our records and we will encounter a problem in maintaining balances to the extent of $118,546, which was the Comptroller's estimate of our unexpended appropriation on June 30, 1957.

You will undoubtedly recall the vigorous protest that I presented to the Governor and his Budget Committee relative to the above balance at the time of the budget hearing on our requests for the coming biennium and explained how this balance would be affected by our medical care program.

For official record purposes the balance estimated for this department at the end of the previous biennium, June 30, 1955, was $94,000 and our actual balance was $84,520.09, or $9,000 short. The actual balance, according to our books, for the first fiscal year of this biennium was $29,831.47.

Again, may I indicate that with the transfers in process to take care of existing obligations, funds encumbered for medical care already rendered our beneficiaries and program adjustments approved by the Board of Public Welfare, it is impossible to estimate any additional balance over and above the current estimate.

JJB/mm

After receiving this information from the Commissioner of Public Welfare a Statement of Balances, State Funds Only, came to my attention which showed "Est. Bal. 6/30/57" to be $432,184.56.

I again contacted the Commissioner and received the following communication from him:

Date June 21, 1957
At (Office) Welfare

From: James J. Barry, Commissioner
Subject: Estimated Balances June 30, 1957
To: Mr. Remick H. Laighton
Legislative Budget Assistant

This will confirm our conversation yesterday and also supplement my correspondence of June 19, 1957 regarding the above subject.

You have in your possession a statement based upon experiences from July 1, 1956 up to May 31, 1957, showing estimated balances of June 30, 1957 as of May 31, 1957 of $432,000.00.

The following has happened since the preparation of the statement of estimated balances for May 31, 1957:

	$432,000.00	
Transfer with the approval of the Comptroller old age assistance medical pool, $60,000.00	60,000.00	
		$372,000.00
	$372,000.00	
Transfer approved by Governor and Council on May 31, 1957 to personal services, $8,814.93	8,814.93	
		$363,185.07
	$363,185.07	
Further request pending for transfer to take care of class evaluations approved by the Personnel Commission, $4,380.00	4,380.00	
		$358,805.07
	$358,805.07	
The Board has approved a request for the transfer of an additional $121,000.00 to medical pool accounts to meet the department's obligation to suppliers of medical care through June 30, 1957 ..	121,000.00	
		$237,805.07

Based on experience in the first eleven months of fiscal 1956-57 compared with first eleven months of fiscal 1955-56, the Board is of the opinion that it will require $180,000.00 more state money to pay for medical care

for each year of the next biennium and this money has not been provided for in the budget.		
	$237,805.07	
On May 3, 1957, the Board authorized the Commissioner to negotiate a revised fee schedule with the dentists, which has been accepted by the dentists and which will increase the cost of dental care by $20,000.00 a year in each year of the biennium.		
	20,000.00	
		$217,805.07
On June 14, 1957 "the Board considered an increase of 4.5% in basic food allowances for recipients and an increase of $4.00 per month to recipients eating in restaurants. The Board approved the increase for persons eating in restaurants but deferred action on general increase for basic food allowances until it had definite figures for balances at the end of fiscal 1956-57."		
	$217,805.07	
Funds necessary for increase in restaurant allowances, $10,800.00	10,800.00	
		$207,005.07
	$207,005.07	
Funds necessary for increase in food allowances, $119,811.42	119,811.42	
		$87,193.65
The above analysis indicates a possible balance June 30, 1957	$87,193.65	
Comptroller's estimate of balances in the Governor's Budget	118,946.94	
Deficit		$31,753.29

It should be understood that the figures used in this report are those submitted to this office by the four departments named in the resolution.

Very truly yours,

REMICK H. LAIGHTON,
Legislative Budget Assistant.

Resolution

Mr. Willey of Campton offered the following resolution:

Whereas, we have learned of the death of Samuel P. Robie, and

Whereas, Mr. Robie was a former member of the House of Representatives from the town of Campton, therefore be it

Resolved, that we, the members of the House of Representatives do hereby pay tribute to the memory of our former fellow member and extend our sympathy to his family in its bereavement, and be it further

Resolved, that a copy of these resolutions be forwarded to Mrs. Robie.

On a *viva voce vote* the resolution was unanimously adopted.

Concurrent Resolution

Mr. Walsh of Manchester offered the following concurrent resolution:

Concurrent Resolution concerning the establishment of a zoo at Lake Sunapee State Park.

Whereas, there seems to be a growing need for more entertainment for children in the State Parks of New Hampshire, and

Whereas, Lake Sunapee State Park would seem to be an ideal spot for the establishment of a zoo, therefore be it

Resolved by the House of Representatives, the Senate concurring:

That the Governor and Council appoint a committee of five citizens of the state of New Hampshire to examine into the feasibility of establishing a zoo at Lake Sunapee State Park. Said committee shall serve without pay and shall report their findings upon the subject to the next session of the general court.

The concurrent resolution was referred to the Committee on Resources, Recreation and Development.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House

adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following Senate bills were severally read a third time, passed and sent to the Senate for concurrence in the House amendments:

Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools.

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia state school.

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department.

House Bill No. 440, An Act legalizing action taken at the meeting of the Reed's Ferry Village Water and Sewer District held March 25, 1957, was read a third time, passed and sent to the Senate for concurrence.

The following Senate bills were severally read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 170, An Act relative to dog registration tags.

Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans.

Senate Bill No. 183, An Act relative to duties of the legal counsel to the Senate.

Senate Bill No. 150, An Act relative to factors' liens.

On motion of Mrs. Tolman of Nelson the House adjourned at 12:57 o'clock.

WEDNESDAY, JUNE 26, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Charles C. Austin, Minister of the Court Street Congregational Church, Keene, N. H.

Father of all, assist us with our work this day. Spare us the guilt of unpure motives. Keep us from being so insecure that our fearfulness is reflected in our judgment. Save us from being so frustrated in what we want that our personal dis-

appointment is vent on our colleagues. Having done our duty diligently, may what we have deliberated to be right also be good. Amen.

Salute to the Flag

The Acting President of the Senate, Senator DeLude of District No. 8, led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. Matheson of Center Harbor, Nickerson of Tamworth and Saunders of Nashua were granted leaves of absence for the day on account of important business.

Mr. Leonard of Franklin was granted leave of absence for the day in order to attend a funeral.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Willey of Campton, House Bill No. 444, An Act relative to a study of procedures for making up checklists. To the Committee on Municipal and County Government.

Senate Message

The Senate has voted to non-concur with the House of Representatives in its amendment to the following entitled Senate bill and requests a Committee of Conference:

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy.

The President appointed Senators Anderson and Bergeron as Senate conferees on the Committee of Conference.

On motion of Mr. Lamprey of Moultonborough the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Lamprey of Moultonborough, Eastman of Weare and McMeekin of Haverhill as conferees on the part of the House.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Municipal Sewerage Systems.* Amend RSA 33 by inserting after section 5-a as inserted by 1957, 142:2 the following new sections: 33:5-b. *Voluntary Projects.* Any

Further amend said section 1 by striking out the figure 33:5-b in the thirteenth line and inserting in place thereof the figure, 33:5-c.

Further amend said section 1 by striking out the reference "RSA 33:5-a" in the fourteenth line and inserting in place thereof the reference, RSA 33:5-b.

On motion of Mr. Broadhurst of Franklin the House voted to concur in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 300, An Act providing for a first-aid room in the state house.

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 1, Joint Resolution in favor of Margaret C. Coll, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Sanborn of Hampton Falls, for the Committee on Education, to whom was referred Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton and

Seabrook, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eaton of Stoddard, for the Committee on Education, to whom was referred Senate Bill No. 73, An Act relative to optional allowances under the teachers' retirement system and to date of modification of integrated systems, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 116, An Act changing penalties under fish and game laws, relative to taking beaver, selling brook trout in food stores and bobcat bounties, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to fishing, sale of bait, and hunting and fishing licenses for members of the armed forces and military personnel.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Fishing on Reclaimed Trout Ponds.* Amend RSA 211:13-a (supp) as inserted by 1955, 106:1 by striking out all after the word "Whitefield" in the fourth line so that said section as amended shall read as follows: 211:13-a. *Spinners.* No person shall use a spinner or spinners, total combined length of all blades not to exceed four inches, when trolling for fish in reclaimed trout ponds.

2. *Fresh Water Smelt.* Amend RSA 214:34 by inserting at the end thereof the words, provided however that the provisions of this section and section 35 shall not apply to the sale or offer for sale of preserved smelt, so that said section as amended shall read as follows: 214:34. *License Required.* No person shall sell or offer to sell fresh water smelt for bait

without first procuring a license so to do and the fee for such license shall be five dollars; provided, however, that the provisions of this section and section 35 shall not apply to the sale or offer for sale of preserved smelt.

3. *Resident members Armed Forces.* Amend RSA 214:3 by striking out said section and inserting in place thereof the following: 214:3. *Member of Armed Forces.* Any resident of this state who is on regular active duty with any branch of the Armed Forces of the United States, and who was a legal resident prior to entry into said Armed Forces, may make application to the director of the fish and game department or his agent for a special license to hunt and fish. Such applicant shall submit satisfactory evidence of his residence and membership of such service of the United States, and the director or his agent, may in his discretion issue to such applicant a special license which shall entitle the licensee to hunt, shoot, kill or take, except by the use of traps, and to transport game birds, game animals, fish and salt water smelt, under the restrictions of title XVIII of the Revised Statutes Annotated, except as otherwise provided in this section. Such license shall have marked or stamped thereon the words "Resident Service-man's License" There shall be no fee for such a license.

4. *Licenses for Military Personnel.* Amend RSA 214:4 by striking out said section and inserting in place thereof the following: 214:4. *Military Personnel.* Military personnel and their dependents permanently stationed at military bases within the state are eligible to purchase hunting and fishing licenses at the same fee as is charged a legal resident of the state. These licenses are to be issued only at military installations within the state or from the fish and game department headquarters. Military personnel who are guests of residents of the state are also eligible to purchase hunting and fishing licenses at the same fee as is charged a legal resident of the state, these licenses to be issued by the fish and game department or their agents. Such licenses for non-resident servicemen shall have stamped thereon "non-resident servicemen's license."

5. *Takes Effect.* This act shall take effect sixty days after passage.

The report was accepted.

Mr. Bisbee of Derry moved that the rules of the House be so far suspended as to dispense with the reading of the amendment.

The question being on the motion.

Mr. Bisbee of Derry explained the amendment.

On a *viva voce* vote the motion to suspend the rules prevailed.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted and the bill was ordered to a third reading.

Mrs. Gould of Wentworth's Location for the Committee on Fish and Game, to whom was referred Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited period, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out said title and inserting in place thereof the following:

An Act prohibiting open season for taking beaver in the county of Coos and certain towns in Grafton county.

Amend the bill by striking out section 1 and inserting in place thereof the following: 1. *Beaver.* Amend RSA 210:5 by striking out said section and inserting in place thereof the following: 210:5. *Open Season; Limitation.* In any county, except the county of Coos and the towns of Littleton, Monroe, Lyman, Bath, Lisbon, Landaff, Easton, Franconia and Bethlehem in Grafton county, during the period from January first to March thirty-first, the director, with the approval of the commission, may declare an open season on beaver, by the use of traps only, if he deems that beaver are detrimental to fishing or hunting or to lumber operations, or if he receives written complaint from a water company or a land owner that beaver are polluting a water supply or doing actual and substantial damage to property. He may make such rules and regulations as he deems necessary as to length of season and bag limit. There shall be no open season for taking beaver in the county of Coos and the towns of Littleton, Monroe, Lyman, Bath, Lisbon, Landaff, Easton, Franconia, and Bethlehem in Grafton county.

Amend the bill by striking out section 2 and inserting in place thereof the following: 2. *Coos County and Certain Towns in Grafton County.* Amend RSA 210 by inserting after section 9 the following new section: 210:9-a. *Fish and Game Director.* In the county of Coos and the towns of Littleton, Monroe, Lyman, Bath, Lisbon, Landaff, Easton, Franconia and Bethlehem in Grafton county, if the director finds that beaver are doing actual and substantial damage to property he shall take such beaver or may remove them to another location outside said counties. In case the beaver are killed under the provisions hereof the director shall sell the hides of such animals and the money received from such sale shall be credited to the fish and game fund.

The report was accepted.

Mr. Bisbee of Derry moved that the rules of the House be so far suspended as to dispense with the reading of the amendment.

The question being on the motion.

Mr. Bisbee of Derry explained the amendment.

Point of Order

Mr. Willey of Campton raised a point of order as to the propriety of further consideration of the proposed amendment to Senate Bill No. 123 stating that the House has already killed portions of the amendment by virtue of its vote on April 11 whereby it indefinitely postponed further consideration of House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton and Carroll, the House subsequently voting not to reconsider indefinite postponement.

The Chair stated that a proper ruling on the point of order raised by the member from Campton required considerable research and accordingly ordered the proposed amendment printed, under Rule 48, the bill and the proposed amendment to be taken up in the regular order of business on Monday, July 1. The Chair stated that he would rule upon the point of order at that time.

Mr. Peever of Salem, for the Committee on Judiciary, to whom was referred House Bill No. 124, An Act relative to motor vehicle driver training, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 195, An Act establishing a comprehensive system of district courts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *District Courts Established.* Amend RSA by inserting after Chapter 502 the following new chapter:

Chapter 502-A
District Courts

502-A:1. *Judicial Districts.* A comprehensive system of judicial districts, each with a district court, is hereby organized, constituted and established as follows:

Rockingham County

I. *Portsmouth District.* The Portsmouth district shall consist of the city of Portsmouth and the towns of Newington, Greenland, Rye and New Castle. The municipal court for the city of Portsmouth is hereby constituted the district court in and for said district and shall be located in said Portsmouth, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Portsmouth district court.

II. *Hampton District.* The Hampton district shall consist of the towns of Hampton, Hampton Falls and North Hampton. The municipal court for the town of Hampton is hereby constituted the district court in and for said district and shall be located in said Hampton, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Hampton district court.

III. *Seabrook District.* The Seabrook district shall consist of the towns of Seabrook, South Hampton, East Kingston and Kensington. The municipal court for the town of Seabrook is hereby constituted the district court in and for said district and shall be located in said Seabrook, holding sessions regu-

larly therein and elsewhere in said district as justice may require. The name of said court shall be Seabrook district court.

IV. *Exeter District.* The Exeter District shall consist of the towns of Exeter, Newmarket, Stratham, Newfields and Brentwood. The municipal court for the town of Exeter is hereby constituted the district court in and for said district and shall be located in said Exeter, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Exeter district court.

V. *Epping District.* The Epping district shall consist of the towns of Epping, Raymond, Nottingham and Fremont. The municipal court for the town of Epping is hereby constituted the district court in and for said district and shall be located in said Epping, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Epping district court.

VI. *Derry District.* The Derry district shall consist of the towns of Derry, Londonderry, Chester, Hampstead and Sandown. The municipal court for the town of Derry is hereby constituted the district court in and for said district and shall be located in said Derry, holding sessions regularly therein, and elsewhere in said district as justice may require. The name of said court shall be Derry district court.

VII. *Auburn District.* The Auburn district shall consist of the towns of Auburn, Candia, Deerfield and Northwood. The municipal court for the town of Auburn is hereby constituted the district court in and for said district and shall be located in Auburn, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Auburn district court.

VIII. *Salem District.* The Salem district shall consist of the towns of Salem, Windham and Atkinson. The municipal court for the town of Salem is hereby constituted the district court in and for said district and shall be located in said Salem, holding sessions regularly therein, and elsewhere in said district as justice may require. The name of said court shall be Salem district court.

IX. *Plaistow District.* The Plaistow district shall con-

sist of the towns of Plaistow, Kingston, Newton and Danville. The municipal court for the town of Plaistow is hereby constituted the district court in and for said district and shall be located in said Plaistow holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Plaistow district court.

Strafford County

X. *Dover District.* The Dover district shall consist of the city of Dover and the towns of Barrington and Madbury. The district court for the city of Dover is hereby constituted the district court in and for said district and shall be located in said Dover, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Dover district court.

XI. *Durham District.* The Durham district shall consist of the towns of Durham and Lee. The municipal court for the town of Durham is hereby constituted the district court in and for said district and shall be located in said Durham, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Durham district court.

XII. *Rochester District.* The Rochester district shall consist of the city of Rochester and the towns of Milton and Strafford. The municipal court for the city of Rochester is hereby constituted the district court in and for said district and shall be located in said Rochester, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Rochester district court.

XIII. *Farmington District.* The Farmington district shall consist of the towns of Farmington, New Durham and Middleton. The municipal court for the town of Farmington is hereby constituted the district court in and for said district and shall be located in said Farmington, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Farmington district court.

XIV. *Somersworth District.* The Somersworth district shall consist of the city of Somersworth and the town of

Rollinsford. The municipal court for the city of Somersworth is hereby constituted the district court in and for said district and shall be located in said Somersworth, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Somersworth district court.

Belknap County

XV. *Laconia District.* The Laconia district shall consist of the city of Laconia and the towns of Meredith, New Hampton, Gilford, Sanbornton, Tilton, Belmont, Alton, Gilmanton, Barnstead and Center Harbor. The municipal court for the city of Laconia is hereby constituted the district court in and for said district and shall be located in said Laconia, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Laconia district court.

Carroll County

XVI. *Conway District.* The Conway district shall consist of the towns of Conway, Bartlett, Jackson, Eaton, Chatham, Hart's Location, Albany, Madison and the unincorporated place of Hale's Location. The municipal court for the town of Conway is hereby constituted the district court in and for said district and shall be located in said Conway, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Conway district court.

XVII. *Ossipee District.* The Ossipee district shall consist of the towns of Ossipee, Tamworth, Freedom, Effingham and Wakefield. The municipal court for the town of Ossipee is hereby constituted the district court in and for said district and shall be located in said Ossipee, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Ossipee district court.

XVIII. *Wolfeboro District.* The Wolfeboro district shall consist of the towns Wolfeboro, Brookfield, Tuftonboro, Moultonborough and Sandwich. The municipal court for the town of Wolfeboro is hereby constituted the district court in and for said district and shall be located in said Wolfeboro, holding sessions regularly therein and elsewhere in said dis-

trict as justice may require. The name of said court shall be Wolfeboro district court.

Merrimack County

XIX. *Concord District.* The Concord district shall consist of the city of Concord and the towns of Pittsfield, Chichester, Allenstown, Loudon, Canterbury, Dunbarton, Bow, Pembroke, Hooksett and Epsom. The municipal court for the city of Concord is hereby constituted the district court in and for said district and shall be located in said Concord, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Concord district court.

XX. *Franklin District.* The Franklin district shall consist of the city of Franklin and the towns of Northfield, Danbury, Andover, Boscawen, Salisbury, Hill, New London and Wilmot. The municipal court for the city of Franklin is hereby constituted the district court in and for said district and shall be located in said Franklin, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Franklin district court.

XXI. *Warner District.* The Warner district shall consist of the towns of Warner, Bradford, Henniker, Hopkinton, Newbury, Sutton and Webster. There is hereby constituted and established a district court in the town of Warner for said district and shall be located in said Warner, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Warner district court.

Hillsborough County

XXII. *Manchester District.* The Manchester district shall consist of the city of Manchester and the town of Bedford. The municipal court for the city of Manchester is hereby constituted the district court in and for said district and shall be located in said Manchester, holding sessions regularly and elsewhere in said district as justice may require. The name of said court shall be Manchester district court.

XXIII. *Nashua District.* The Nashua district shall consist of the city of Nashua and the towns of Hudson, Pelham,

Hollis, Litchfield and Merrimack. The municipal court for the city of Nashua is hereby constituted the district court in and for said district and shall be located in said Nashua, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Nashua district court.

XXIV. *Milford District.* The Milford district shall consist of the towns of Milford, Brookline, Amherst, Mason, Wilton, Lyndeborough and Mont Vernon. The municipal court for the town of Milford is hereby constituted the district court in and for said district and shall be located in said Milford, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Milford district court.

XXV. *Peterborough District.* The Peterborough district shall consist of the towns of Peterborough, Hancock, Greenville, Greenfield, New Ipswich, Temple and Sharon. The municipal court for the town of Peterborough is hereby constituted the district court in and for said district and shall be located in said Peterborough, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Peterborough district court.

XXVI. *Hillsborough District.* The Hillsborough district shall consist of the towns of Hillsborough, Deering, Windsor, Antrim and Bennington. The municipal court for the town of Hillsborough is hereby constituted the district court in and for said district and shall be located in said Hillsborough, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Hillsborough district court.

XXVII. *Goffstown District.* The Goffstown district shall consist of the towns of Goffstown, Weare, New Boston and Francestown. The municipal court for the town of Goffstown is hereby constituted the district court in and for said district and shall be located in said Goffstown, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Goffstown district court.

Cheshire County

XXVIII. *Keene District.* The Keene district shall consist of the city of Keene and the towns of Stoddard, Westmoreland, Surry, Gilsum, Sullivan, Nelson, Roxbury, Marlow, Swanzey, Marlborough and Chesterfield. The municipal court for the city of Keene is hereby constituted the district court in and for said district and shall be located in said Keene, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Keene district court.

XXIX. *Walpole District.* The Walpole district shall consist of the towns of Walpole and Alstead. The municipal court for the town of Walpole is hereby constituted the district court in and for said district and shall be located in said Walpole, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Walpole district court.

XXX. *Hinsdale District.* The Hinsdale district shall consist of the towns of Hinsdale, Winchester and Richmond. The municipal court for the town of Hinsdale is hereby constituted the district court in and for said district and shall be located in said Hinsdale, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Hinsdale district court.

XXXI. *Jaffrey District.* The Jaffrey district shall consist of the towns of Jaffrey, Dublin, Fitzwilliam, Troy, Harrisville and Rindge. The municipal court for the town of Jaffrey is hereby constituted the district court in and for said district and shall be located in said Jaffrey, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Jaffrey district court.

Sullivan County

XXXII. *Claremont District.* The Claremont district shall consist of the city of Claremont and the towns of Cornish, Unity and Plainfield. The municipal court for the city of Claremont is hereby constituted the district court in and for said district and shall be located in said Claremont, holding sessions regularly therein and elsewhere in said district as justice may

require. The name of said court shall be Claremont district court.

XXXIII. *Newport District.* The Newport district shall consist of the towns of Newport, Grantham, Croydon, Springfield, Sunapee, Goshen, Lempster and Washington. The municipal court for the town of Newport is hereby constituted the district court in and for said district and shall be located in said Newport, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Newport district court.

XXXIV. *Charlestown District.* The Charlestown district shall consist of the towns of Charlestown, Acworth and Langdon. The municipal court for the town of Charlestown is hereby constituted the district court in and for said district and shall be located in said Charlestown, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Charlestown district court.

Grafton County

XXXV. *Hanover District.* The Hanover district shall consist of the towns of Hanover, Orford and Lyme. The municipal court for the town of Hanover is hereby constituted the district court in and for said district and shall be located in said Hanover, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Hanover district court.

XXXVI. *Haverhill District.* The Haverhill district shall consist of the towns of Haverhill, Bath, Landaff, Benton, Piermont and Warren. The municipal court for the town of Haverhill is hereby constituted the district court in and for said district and shall be located in said Haverhill, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Haverhill district court.

XXXVII. *Lebanon District.* The Lebanon district shall consist of the towns of Lebanon, Enfield, Canaan, Grafton and Orange. The municipal court for the town of Lebanon is hereby constituted the district court in and for said district and shall be located in said Lebanon, holding sessions regularly

therein and elsewhere in said district as justice may require. The name of said Court shall be Lebanon district court.

XXXVIII. *Littleton District.* The Littleton district shall consist of the towns of Littleton, Monroe, Lyman, Lisbon, Franconia, Bethlehem and Easton. The municipal court for the town of Littleton is hereby constituted the district court in and for said district and shall be located in said Littleton, holding sessions regularly therein and elsewhere in said district may require; provided that such regular sessions shall be held at least twice each month in Bethlehem during June, July, August and September. The name of said court shall be Littleton district court.

XXXIX. *Plymouth District.* The Plymouth district shall consist of the towns of Plymouth, Bristol, Dorchester, Groton, Wentworth, Rumney, Ellsworth, Thornton, Campton, Lincoln, Waterville, Ashland, Hebron, Holderness, Bridgewater, Alexandria and Woodstock and the unincorporated place of Livermore. The municipal court for the town of Plymouth is hereby constituted the district court in and for said district and shall be located in said Plymouth, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Plymouth district court. The governor and council may appoint as special justices in the Plymouth district the municipal court justices of Ashland and Bristol who are in office at the time this act takes effect. Such special justice shall sit in their respective towns and the salaries, expenses and revenue resulting from such appointments shall accrue in their respective towns.

Coos County

XL. *Berlin District.* The Berlin district shall consist of the city of Berlin and the towns of Milan and Dummer and the unincorporated places of Cambridge and Success. The municipal court for the city of Berlin is hereby constituted the district court in and for said district and shall be located in said Berlin, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Berlin district court.

XLI. *Gorham District.* The Gorham district shall consist of the towns of Gorham, Shelburne and Randolph and the unincorporated places of Beans's Purchase Martin's Location,

Green's Grant, Pinkham's Grant, Thompson and Meserve's Purchase, Sargent's Purchase, Cutt's Grant, Bean's Grant, Crawford's Purchase, Low and Burbank's Grant, Chandler's Purchase and Hadley's Purchase. The municipal court for the town of Gorham is hereby constituted the district court in and for said district and shall be located in said Gorham, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Gorham district court.

XLII. *Colebrook District.* The Colebrook district shall consist of the towns of Colebrook, Pittsburg, Clarksville, Wentworth's Location, Errol, Millsfield, Columbia, Stewartstown, Stratford and the unincorporated places of Dix's Grant, Atkinson and Gilmanton Academy Grant, Second College Grant, Dixville, Erving's Location and Odell. The municipal court for the town of Colebrook is hereby constituted the district court in and for said district and shall be located in said Colebrook, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Colebrook district court.

XLIII. *Lancaster District.* The Lancaster district shall consist of the towns of Lancaster, Stark, Northumberland, Carroll, Whitefield, Dalton and Jefferson, and the unincorporated place of Kilkenny. The municipal court for the town of Lancaster is hereby constituted the district court in and for said district and shall be located in said Lancaster, holding sessions regularly therein and elsewhere in said district as justice may require. The name of said court shall be Lancaster district court.

502:2. *Justices, Special Justices, Sessions.* In addition to the regular sessions which are required to be held in the various districts under the provisions of this act, the justice or special justice of each district shall hold sessions in such localities within their respective districts and at such times as may best serve the convenience of the communities within their district, having due regard to the parties and circumstances of each case, to the seasonal influx of population in certain areas, as well as regard for such other considerations as the expeditious and effective administration of justice may require. The foregoing requirements are to be observed in

addition to the specific provisions relative to the Littleton district.

502:3. *District Courts; Justices, How Appointed; Tenure.* Each district court shall consist of a justice and special justice appointed and commissioned by the governor, with advice and consent of the council, as prescribed by the constitution. Each such justice shall be a learned, able and discreet person specially qualified by training and experience for the performance of his duties and shall be a resident of the county in which his court is located. The tenure of office of the persons serving as justices and special justices of the municipal courts hereby constituted and established as district court shall not be affected hereby, but such justices and special justices shall continue in office as justices or special justices of their respective districts.

502-A:4. *Powers of Special Justices.* In the absence, inability or disqualification of the justice of a district court, the special justice shall perform the duties and exercise the powers of the justice.

502-A:5. *Powers of Other Justices.* If the justice and special justice of a district court are disqualified or unable from any cause to sit in any case, a disinterested justice of the peace or a disinterested justice or special justice from another district court, attending upon written request of the justice, may hear and determine the case and issue final process therein, and he shall keep a record thereof, which shall be kept with and constitute a part of the records of said court, all of which shall have like effect as if it were heard and determined by the justice of said court.

502-A:6. *Salaries of Justices, Special Justices, Clerks.* The salaries of justices, special justices and clerks of the district courts shall be paid from the treasury of the city or town in which such courts are regularly located, may be paid quarterly or monthly, and shall be in the following sums per annum, except as otherwise specifically provided:

I. *Justices, Salaries:*
In Manchester, five thousand one hundred dollars;
In Nashua, four thousand dollars;
In Concord, three thousand five hundred dollars;

In Portsmouth, three thousand dollars;
In Dover, two thousand five hundred dollars;
In Laconia, three thousand dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, two thousand two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, twelve hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, twelve hundred dollars;
In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.
In all other districts, not provided for above, as follows:

In districts of not less than two thousand nor more than six thousand inhabitants, five hundred dollars, unless otherwise voted by the town, but not less than three hundred dollars. In districts having a population in excess of six thousand inhabitants, eight hundred dollars, unless otherwise voted by the town, but not less than five hundred dollars, and such other sum as such town may vote.

II. *Special Justices, Salaries.* The annual salaries of the special justices of the district courts of the following cities and towns shall be as follows: of Manchester, two thousand dollars; of Nashua, two thousand five hundred dollars; of Dover, two hundred dollars; of Concord, one thousand dollars; of Portsmouth, one thousand dollars; of Laconia, five hundred dollars; of Somersworth, two hundred dollars; of Hampton, three hundred and fifty dollars; and shall be in lieu of any other compensation or fees to such justices; provided that the special justice of Berlin shall be paid by said city six hundred dollars per annum.

The special justices in other cities and towns and the justice of peace requested to sit owing to the disqualifications of the justice and special justice, shall be paid from the treasury of the city or town wherein said court is located, ten

dollars a day for each day or part thereof that he shall serve in said capacity.

III. *Clerks' Salaries.* The clerk of the Portsmouth district shall receive an annual salary of one thousand two hundred dollars; the clerk of the Manchester district shall receive an annual salary of three thousand three hundred dollars; the clerk of the Dover district shall receive an annual salary of one thousand dollars; the salaries of all other clerks of district courts in cities and towns of five thousand population or more shall not be paid less than three hundred dollars, and as much more as the city or town in which said court is located may vote to pay.

Clerks

502-A:7. *District Courts, Clerks of.* Each district court shall have a clerk appointed by the Justice thereof, who shall hold office during the pleasure of the justice appointing him. If for any reason the office of clerk of a district court shall be vacant, the justice, or, in his absence, the special justice shall perform the duties of the clerk, as to all business before them respectively transacted and any justice acting as clerk shall keep a full record thereof.

502-A:8. *Duties of Clerks, Disposition of Fines.* The clerk shall receive all fines and forfeits paid into the district court from any source. After deducting witness fees, costs of clerk's bond, if any, court seal, record books, printing blanks, and such other expenses as may be legally incurred in the maintenance and conduct of said court the clerk shall, except in cases otherwise provided, pay the same over to the treasurer of the city or town wherein the said court is located, for the use of said city or town. Provided that whenever fines are assessed on account of violations of Title XXXIV, RSA, relative to public utilities, Title XXXIX, RSA, relative to aeronautics, Title X, RSA, relative to public health, chapter 270, RSA, relative to navigation, chapter 282, RSA, relative to unemployment compensation, chapters 183, 184, 185, 341 to 344, RSA, inclusive, and chapters 284, 345, 425 to 429, 433, 434, 436 to 439, 440 to 443, RSA relative to agriculture, or any other statutes wherein it is provided that the fines shall be paid to the state or to a department or agency of the state, the clerk of the district court shall deduct from each of said

fines so collected by the court the sum of five dollars and ten per cent of that part of the fine which exceeds five dollars, and after deducting witness fees and costs of clerk's bond, if any, shall pay over the balance to the state or department or agency to whom due, within seven days after the receipt thereof. The part of said fines deducted by said clerk as hereinbefore provided shall be retained and used for payment of expenses of the court as hereinabove provided.

502-A:9. *Payments.* Payments to cities and towns shall be made monthly, on or before the fifth day of each month, and shall cover the net receipts as aforesaid of said court for the month preceding, with a detailed statement of the amount, date, and from whom all money has been received.

502-A:10. *Bonds.* Each clerk shall give bond to The State of New Hampshire in such sum as the justice of his court shall direct, with suitable surety or sureties, conditioned for the faithful performance of his duties, for the payment according to law of all money which may come to his hands, and for the safe-keeping and delivery to his successor of the records, files and papers pertaining to his office. The bond shall be lodged with and kept by the secretary of state. The cost of such bond shall be chargeable to the city or town in which the district court is located and deducted from the monies collected by the clerk.

Jurisdiction

502-A:11. *Criminal Cases, District Courts.* Each district court shall have the powers of a justice of the peace and quorum throughout the State and shall have original jurisdiction subject to appeal of all crimes and offenses committed within the confines of the district in which such court is located which are punishable by a fine not exceeding one thousand dollars or imprisonment not exceeding one year, or both.

502-A:12. *Appeals From Sentence.* A person sentenced for an offense by a district court may appeal therefrom to the superior court in the same manner and upon the same conditions as provided in RSA, Ch. 599, relating to appeals from convictions in municipal courts.

502-A:13. *Binding Over By District Court.* Each district court shall have jurisdiction to commit to jail, or bind

over with sufficient sureties to the superior court, all persons charged with offenses committed in the district in which the court is located, exceeding its jurisdiction to try.

502-A:14. *Civil Causes.* District courts shall have original jurisdiction of civil causes in which the damages demanded do not exceed five hundred dollars and the title to real estate is not involved. Attachments and levies of execution on real estate may be made in civil causes in said district courts as provided in chapters 511 and 529, RSA.

502-A:15. *Appeals in Civil Causes.* Upon the entry of judgment in any civil cause, brought under the preceding section, notice shall forthwith be given to the parties thereto. Any party aggrieved by the judgment may appeal therefrom to the superior court.

502-A:16. *Time for Appeal.* No such appeal shall be allowed unless claimed within ten days from the time when notice is received of the entry of the decree, order or judgment or unless the party appealing files with the court a bond to the adverse party with sufficient sureties in the sum of one hundred dollars to pay the costs which may be recovered against him.

502-A:17. *Added Jurisdiction.* District courts shall have concurrent jurisdiction with the superior court of civil actions for damages in which the damages claimed are not less than five hundred dollars or more than fifteen hundred dollars. In all such actions, unless trial by jury is claimed as hereinafter provided, the parties shall be heard by the justice or special justice and the findings of fact shall be final, but questions of law may be transferred to the supreme court in the same manner as from the superior court. Attachments and levies of execution on real estate may be made in civil causes in said district courts as provided in chapters 511 and 529, RSA.

502-A:18. *Transfer to Superior Court.* If a party upon the entry of any action for damages under the foregoing section shall within five days of the entry thereof or such additional time as the district court for good cause may allow, fire a written request for trial by jury, the cause shall be at once transferred to the superior court for the county in which the district is located, to be heard and tried as if originally en-

tered therein, the original entry fee and cost of transferring the action to be paid by the plaintiff but recoverable at costs if the plaintiff shall prevail therein.

502-A:19. *Venue in Civil Causes.* Actions shall be returnable to the district court of the judicial district where either plaintiff or defendant resides. If neither party resides in the state the action may be brought in any judicial district in the state.

Administrative Committee

502-A:20. *Administrative Committee; Duties of.* There shall be an administrative committee of the district courts, which shall consist of three justices of the district courts, appointed by the supreme court, each for a period not exceeding three years as the court may determine. Any such justice may be re-appointed. The committee shall have the authority to promulgate uniform rules and practices, to prescribe forms of blanks and records and to superintend the keeping of records by clerks and justices. The committee shall have general superintendence of the district courts and their clerks and other officers and may visit any district court or any justice or clerk thereof, either as a committee or by subcommittee in the performance of their duties.

502-A:21. *Administrative Committee; Expenses of.* The members of the administrative committee shall be allowed their necessary expenses, including clerical expenses, incurred in the performance of their duties, subject to the approval of the governor and council, and shall receive such compensation for their services actually performed in the work of such committee as the governor and council shall approve, to be paid from the state treasury.

Traffic Violations Bureau

502-A:22. *Violations Clerk; Appointment and Functions.* The justice of any district court, whenever he determines that the efficient disposition of its business and the convenience of persons charged with the violation of statutes, ordinances or regulations relating to the operation of use of motor vehicles, referred to hereinafter as traffic offenses, so requires, may establish a traffic violations bureau and constitute the clerk of court or any other appropriate official of the city or town in

which such court is located or, if such other appropriate officials are not available for appointment, any suitable and responsible person or persons as the violations clerk or clerks for such traffic violations bureau. It shall be the function of a violations clerk at the office or headquarters of the bureau to accept appearances, waiver of trial, plea of guilty and payment of fines for such violations, subject to the limitations hereinafter prescribed.

502-A:23. *Designated Offenses; Schedule of Fines.* The justice of any district court which has a traffic violations bureau shall, by order which may from time to time be amended, supplemented or repealed, designate the traffic offenses within the authority of the violations clerk, provided that such offenses shall not include indictable offenses, accidents resulting in property damage or personal injury, operation of a motor vehicle while under the influence of intoxicating liquor or a narcotic or habit-producing drug or permitting another person who is under such influence to operate a motor vehicle owned by the defendant or in his custody or control, grossly careless or grossly negligent operation, reckless driving, leaving the scene of an accident, driving while under suspension or revocation and driving without being licensed. The justice of such court, by published order to be prominently posted in the place where the fines are to be paid, shall specify by suitable schedules the amount of fines to be imposed for first, second and subsequent offenses, designating each offense specifically in the schedules, provided such fines are within the limits declared by law. Fines shall be paid to, receipted by and accounted for by the violations clerk.

502-A:24. *Complaint and Summons in Traffic Offenses.* In district courts having a traffic violations bureau, the uniform traffic ticket and complaint, in form as approved by the administrative committee, may be used for traffic offenses.

502-A:25. *Plea and Payment of Fines; Parking Offenses.* Any person summoned to appear for a parking offense before a district court having a violations bureau may mail the amount of the fine indicated on the ticket for such violation, together with a signed plea of guilty and waiver of trial, to the violations clerk.

502-A:26. *Other Offenses.* Any person charged with any traffic offense, other than a parking offense, within the authority of the violations clerk, may appear in person before the violations clerk and, upon signing a plea of guilty and waiver of trial, pay the fine established for the offense charged. He shall, prior to such plea, waiver and payment, be informed of his right to stand trial, that his signature to a plea of guilty will have the same force and effect as a judgment of court, and that the record of conviction will be forwarded to the Commissioner of Motor Vehicles of this state or the Commissioner of Motor Vehicles of the state where he received his license to drive. Where the person so charged promptly seeks to appear before the violations clerk in order to plead guilty, waive trial and pay the established fine, and finds the violations clerk's office closed, he may, where he resides outside the district, telephone the violations clerk, determine the amount of the fine and forthwith mail the same, together with a signed plea of guilty and waiver of trial, to the violations clerk.

Miscellaneous Provisions

502-A:27. *Courts of Record.* District courts are courts of record; and each shall be provided with a seal bearing upon its face the name of the court and the name of this state.

502-A:28. *Disqualification of Justices, Etc.* No justice, special justice or clerk of any district court shall be retained or employed as attorney in any action, complaint, or proceeding pending in his court, or which has been examined or tried therein. No justice shall be retained or employed as an attorney in any matter pending before any other district court. No attorney shall be permitted to practice before any district court where any justice thereof is associated with said attorney in the practice of law.

502-A:29. *Civil Sessions.* A session of each district court for the trial of civil actions shall be holden on some day of each month to be fixed by a rule of court and may be adjourned from day to day, or to a future day not beyond the next established session.

502-A:30. *Judicial Robes.* The justice of a district court shall wear an appropriate black judicial robe whenever his

court is convened in criminal or civil session, to be provided by the city or town wherein his court is located.

502-A:31. *Writs.* Writs and processes, issuing returnable to any district court shall be in the name of The State of New Hampshire, shall be under the seal of the court, shall bear the teste of the justice, if not a party, otherwise of the special justice, and shall be signed by the clerk.

502-A:32. *Writs; Service of.* All writs and civil actions, except as otherwise provided, shall be served fourteen days before the return day which they are returnable.

502-A:33. *Return Day.* In civil causes to recover damages, the first Tuesday of every month shall be return day, except as otherwise provided, and writs may be made returnable at the election of the party who takes out the same, subject to the requirements for service, at any return day within two months from the date thereof.

502-A:34. *Executions.* Executions on judgments rendered in district courts shall not be issued until after the time for appeal has expired and shall be returnable within sixty days from the date of issue.

Fees in District Courts

502-A:35. *Civil Causes.* Clerks of district courts shall be allowed in civil cases for the use of the city or town in which the court is regularly located:

For a blank writ, twenty cents.

For the entry of every action or complaint, including filing papers, entering appearances and judgment and recording, one dollar.

For every adjournment, fifty cents.

For each execution, one dollar.

For a writ of possession, seventy-five cents.

For entering satisfaction of a judgment on record, fifty cents.

For granting a warrant of appraisement and swearing the appraisers, one dollar.

502-A:36. *Other Fees.* For other certificates or papers which he is authorized to make or certify the clerk of a dis-

trict court shall receive the same fees as a clerk of the superior court.

502-A:37. *Travel, Etc.* Travel and attendance of parties and other costs and fees shall be allowed as in the superior court, except that the plaintiff shall be allowed no more travel than if he lived within ten miles of the place of trial unless he appears in person.

502-A:38. *District Court Rooms.* The town or city wherein a district court is located shall provide a suitable courtroom, equipment and supplies therefor wherein sessions of said court may be held.

502-A:39. *Existing Procedure Applicable.* All provisions of law, not inconsistent herewith, relating to procedure in civil or criminal matters and practice in municipal courts shall remain in full force and apply to the district courts hereby established.

502-A:40. *Appeals from Judgment.* Except as otherwise provided herein, appeals may be taken from judgments of district courts in the same manner and upon the same conditions as from judgments of municipal courts.

502-A:41. *District Courts; Functions of Municipal Courts Vested Therein.* The district courts, except as otherwise provided herein, shall have the jurisdiction, powers and duties conferred upon municipal courts by the Revised Statutes Annotated, and amendments thereto.

502-A:42. *Repeal; Municipal Courts Abolished; Pending Actions, How Transferred.* RSA 502, as amended by Laws of 1955, 133:1; 1955, 182:1; 1955, 253:1; 1955, 279:1; 1955, 296:1; and all acts and parts of acts inconsistent herewith, relative to municipal courts, are hereby repealed, and all municipal courts not constituted district courts are hereby abolished. All criminal proceedings now pending before the municipal courts hereby abolished shall be transferred to the district court having jurisdiction thereof and shall be heard and tried as if originally commenced therein. All civil causes and proceedings pending before a municipal court hereby abolished may be transferred by the plaintiff, without payment of entry or other fees, to a district court having jurisdiction thereof, to be heard and tried as if originally commenced therein. Failure to

transfer any civil cause or proceeding within sixty days of the effective date hereof shall be deemed an abatement of such action. All other records of municipal courts hereby abolished shall be filed with the Secretary of State.

502-A:43. *Takes Effect.* This act shall take effect January 1, 1958.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 195, An Act establishing a comprehensive system of district courts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

FRANK J. BENNETT,
HILDA C. F. BRUNGOT,
EDA C. MARTIN,
A Minority of the Committee.

The reports were accepted.

The proposed amendments having only been printed once, the Chair ruled that House Bill No. 195, and pending amendments, would be taken up in the regular order of business tomorrow morning.

Mrs. Griffin of Auburn, for the Committee on Judiciary, to whom was referred Senate Bill No. 74, An Act relative to the date for an annual town meeting, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Plumer of Bristol, Mr. Green of Manchester explained the bill.

Mr. Plumer of Bristol moved that further consideration of Senate Bill No. 74 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Plumer of Bristol, Deans of Milford, Chandler of Bartlett and Street of Sharon spoke in favor of the motion.

Mr. Green of Manchester spoke against the motion.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

Mrs. Frizzell of Charlestown, for the Committee on Judiciary, to whom was referred House Bill No. 441, An Act relative to constitutional amendments ballots, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 443, An Act to repeal charters of certain corporations, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by inserting after the words "Home Appliance Company, Inc., (Manchester, 1945) the words,

Home Insulation Co. of N. H., Inc. (Manchester, 1937)

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bouvier of Swanzey, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 43, An Act relative to limitation on committals to the Laconia state school, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Morrill of Albany, for the Special Committee consisting of the members from the county of Carroll, to whom was referred House Bill No. 437, An Act relative to annual salaries of the Carroll county commissioners, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Special Order at 11:01 O'Clock

Mr. Pillsbury of Manchester called for the Special Order on Senate Bill No. 80, An Act relating to the expiration of void mortgages.

Mr. Pillsbury of Manchester offered the following amendment:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Real Estate Mortgages.* Amend RSA 479 by adding at the end thereof the following new subdivision:

Limitation on Undischarged Mortgages

479:28. *Void After Fifty Years.* From and after January 1, 1960, all undischarged mortgages of real estate which shall have been on record for a period of more than fifty years and which attain such age subsequent to January 1, 1960, shall be void; provided however, that a mortgagee or assignee of such a mortgage may continue the same in its full legal effect and priority, for an additional period of fifty years from date of such action, by recording at anytime within such fifty year period an affidavit signed by the mortgagor and the mortgagee or assignee stating that the mortgage is not discharged but is still in full force and effect. All such mortgages which shall have been on record for a period of more than fifty years on or before January 1, 1960, shall become void on January 1, 1960, unless prior to that date the mortgagee or the assignee of such a mortgage shall have recorded an affidavit signed by the mortgagor and the mortgagee or assignee stating that the mortgage is not discharged but is still in full force and effect, and upon the recording of such an affidavit such mortgage shall retain its full legal effect and priority for an additional period of fifty years from the date of such recording.

The question being on the amendment.

(Discussion ensued)

Messrs. Pillsbury and Green of Manchester spoke in favor of the amendment.

Personal Privilege

The Chair recognized Mr. Dewey of Manchester on a point of personal privilege.

The question being on the amendment to Senate Bill No. 80 offered by Mr. Pillsbury of Manchester.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 362, An Act relative to state aid to school districts, was taken from the table.

The question being on the amendment offered by the committee as printed on pages 21 and 22 of the Journal for Thursday, June 20.

Mr. Vaughan of Newport explained the amendment and spoke in favor of it.

Mr. McMeekin of Haverhill further explained the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester offered the following further amendment to House Bill No. 362:

Amend said bill by adding at the end thereof the following: That if the average effort to meet the average foundation program shall exceed 14 mills, the state board is instructed to increase the millage effort to the state average necessary to support the program.

The question being on the amendment.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the amendment.

Mr. Vaughan of Newport expressed the opinion that the amendment should be offered in the Senate or the bill recommitted to the Committee on Education.

Mrs. Brungot of Berlin moved that House Bill No. 362 be recommitted to the Committee on Education.

The question being on the motion.

(Discussion ensued)

Miss Loizeaux of Plymouth and Messrs. Malley of Somersworth and Gilman of Farmington spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the bill was recommitted.

The Chair stated that upon receipt of a new report from the Committee on Education he would immediately put House Bill No. 362 on the calendar without the usual two days' notice.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 374, An Act relative to interest from date of writ in certain civil actions, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence and concur with the Senate in the adoption of its amendment.

SAMUEL GREEN,
GEORGE W. SMITH,
JOHN W. KING,
Conferees on the Part of the House.

J. C. CLEVELAND,
LOUIS W. PAQUETTE,
Conferees on the Part of the Senate.

On motion of Mr. Green of Manchester the House voted to adopt the Committee of Conference report.

Resolutions

Mr. Eldredge of Exeter offered the following resolution:

Whereas, the House of Representatives wishes information relative to the constitutionality of certain provisions relative to action which may be taken at town meetings in towns where the so-called Municipal Budget Law has not been adopted, as set forth in Senate Bill No. 149, now therefore be it

Resolved, that the Justices of the Supreme Court be respectfully requested to give their opinion the following question of law:

1. Is the provision contained in RSA 39:2 that "The subject matter of all business to be acted upon at the town meeting shall be distinctly stated in the warrant and nothing done at any meeting . . . shall be valid unless the subject thereof is so stated," to be interpreted to mean that a town acting under an article in the warrant calling for a specific sum for a specific purpose may vote to raise and appropriate a larger sum than that called for in the article in the warrant?

2. Would there be any violation of the constitution in affecting rights of taxayers if such action were to be taken at a town meeting?

now therefore be it further

Resolved, that the Speaker of the House transmit a copy of these resolutions and a copy of Senate Bill No. 149 to the Clerk of the Supreme Court for consideration by said Court.

On a *viva voce* vote the resolution was adopted.

(Mr. Pickett of Keene in the Chair)

Mr. Keneval of Boscawen offered the following resolution:

Whereas, we have learned of the passing of Cecil P. Grimes of Boscawen, and

Whereas, Mr. Grimes was a former Representative of his town to the General Court, therefore be it

Resolved, that we, the members of this House of Representatives do hereby pay tribute to Mr. Grimes for his service to his town and state, and extend our sympathy to Mrs. Grimes in her bereavement, and be it further

Resolved, that a copy of these resolutions be transmitted to Mrs. Grimes.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Farr of Keene, on behalf of the Keene delegation, offered the following resolution:

Whereas we have learned of the death of Ira O. Willard, and

Whereas, Mr. Willard was a former fellow Representative from the City of Keene, therefore be it

Resolved, that we, the members of the House of Representatives, do hereby extend our sympathy to Mrs. Willard and the family in its bereavement, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mrs. Willard.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Deans of Milford the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Bill No. 80, An Act relating to the expiration of void mortgages, was read a third time, passed and sent to the Senate for concurrence in the House amendment.

The following House Bills were read a third time, passed and sent to the Senate for concurrence:

House Bill No. 437, An Act relative to annual salaries of the Carroll county commissioners.

House Bill No. 443, An Act to repeal charters of certain corporations.

House Bill No. 441, An Act relative to constitutional amendment ballots.

House Bill No. 116, An Act changing penalties under fish and game laws, relative to taking beaver, selling brook trout in food stores and bobcat bounties.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 43, An Act relative to limitation on committals to the Laconia state school.

Senate Bill No. 73, An Act relative to optional allowances under the teachers' retirement system and to date of modification of integrated systems.

Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton and Seabrook.

On motion of Mr. Foote of Portsmouth the House adjourned at 1:00 o'clock.

THURSDAY, JUNE 27, 1957

The House met at 11:00 o'clock.

House

Prayer was offered by Acting Chaplain, Rev. Tom Tucker.

Our Father, God, who listens to the inward heart of every man and enters with love into the affairs of men; at this time we look and listen for Thee in the midst of great

concerns and heavy demands. Assure us that Thou art present and that in this presence Thou art speaking to us.

We ask to be forgiven for the times we have spoken and acted without regarding Thee. Break the barriers which block our vision, — hindering our striving, and open to us the ways of Thy purposes. Fix in our hearts the truth of steadfast love, and make us alert unto honest action. Help us to strive in humility, and keep us aware that we are Thy creatures put here to do Thy will. Through Jesus Christ our Lord. Amen.

Salute

Mr. McCarthy of Laconia led the House in the salute to the flag.

Introduction of Guests

The Chair introduced as guests of the House the Mesdames Helen Bragdon and Muriel Coughlin, wife and daughter respectively of the member from Amherst, Mr. Bragdon.

Leave of Absence

Mr. Spofford of Jaffrey was granted leave of absence for the day on account of a death in the family.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 171, An Act relative to rights of surviving husband and wife.

Senate Bill No. 193, An Act relative to membership in the council on resources and development.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 193, An Act relative to membership in the council on resources and development. To the Committee on Executive Departments and Administration.

Senate Bill No. 171, An Act relative to rights of surviving husband and wife. To the Committee on Judiciary.

The Senate message further announced that the Senate had voted to non-concur in the adoption of the House of Repre-

sentatives' amendment to the following entitled Senate bill and requests a Committee of Conference.

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department.

The President appointed Senators Rhodes and Anderson as Senate Conferees on the Committee of Conference.

On motion of Mr. Bisbee of Derry the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Bisbee of Derry, Pillsbury of Manchester and Fortier of Berlin as Conferees on the part of the House.

The Senate message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

Senate Bill No. 60, An Act to determine the responsibility for the intentional or negligent contribution to the delinquency of a minor.

Amend section 1 of said bill by striking out the first line and inserting in place thereof the following:

1. *Delinquency.* Amend RSA 169, as amended by 1957, 124:1 by inserting at the end of said

Further amend said section 1 by renumbering the sections of the new subdivision as inserted therein from 169:31 to 169:35, inclusive, to read 169:32 to 169:36

Amend section 3 of said bill by inserting after the number of the section the following:

Issuance of Licenses and Registration to Minors. Amend RSA 260 by inserting after section 8 the following new section: 260:8-a. *Special Requirements.*

On motion of Mr. Green of Manchester the House voted to concur in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled House bill:

House Bill No. 374, An Act relative to interest from date of writ in certain civil actions.

The Senate massage further announced that the Senate had voted to concur with the House of Representatives in the passage of the following captioned joint resolution, sent up from the House of Representatives.

House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 178, An Act relative to reimbursement for forest fire expense.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled Senate bill:

Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools.

Journal Correction

The Chair announced that the committee report which appeared in the calendar of yesterday's Journal on House Bill No. 168, An Act providing for released time from school attendance for religious education, should have read "Inexpedient to legislate" rather than "Ought to pass".

Committee Reports

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 59, Joint Resolution in favor of George Lindh, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the resolution by striking out the caption and inserting in place thereof the following:

Joint Resolution in favor of George Lindh and Odd Koppang.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of eighty-six dollars and forty-six cents

($86.46) is hereby appropriated to reimburse George Lindh for damages to his motor vehicle caused by an accident which occurred August 23, 1956 at Grenier Field; and the sum of forty-seven dollars and ninety-seven cents ($47.97) is hereby appropriated to reimburse Odd Koppang of Lancaster for damage to his vehicle at Strafford Hollow Bridge. The governor is hereby authorized to draw his warrant for the sum of eighty-six dollars and forty-six cents out of any money in the treasury not otherwise appropriated and the sum of forty-seven dollars and ninety-seven cents out of highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the resolution by striking out the caption and inserting in place thereof the following:

Joint Resolution in favor of William L. Shearer, III and Ralph W. Kelley.

Further amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of $3,067.72 is hereby appropriated to reimburse William L. Shearer, III for the amount of interest and dividends taxes erroneously collected by the state in the years of 1952 ($691.28), 1953 ($799.04), 1954 ($592.18) and 1955 ($985.22); and the sum of $22.73 to Ralph W. Kelley for the years 1952, 1953 and 1954. The governor is hereby authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated. The state tax commission shall withhold from the distribution of the interest and dividend taxes for the year 1957 to the town of Jaffrey the sum of $3,067.72 and from the interest and dividend taxes for the year 1957 to the town of Hampstead the sum of $22.73.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred Concurrent Resolution concerning the status of forces treaties, having considered the same, reported the same with the recommendation that the concurrent resolution ought to be adopted.

The report was accepted and the concurrent resolution adopted.

Mr. Gibson of Concord, for the Committee on Public Welfare and State Institutions, to whom was referred Senate Bill No. 42, An Act relative to defective delinquents at Laconia state school, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 49, An Act relating to committals to Laconia state school, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Bloomfield of Claremont, Mr. Gibson of Concord explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Gibson of Concord, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 177, An Act relative to interstate compact on mental health, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pillsbury of Manchester, for the Special Committee consisting of the members from the county of Hillsborough, to whom was referred House Bill No. 249, An Act providing for an assistant solicitor and investigator for the Hillsborough county solicitor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out said title and inserting in place thereof the following:

An Act relative to the salary of the Hillsborough county solicitor.

1. *Hillsborough County.* Amend RSA 7:35 (supp) as amended by 1955, 247:2, by striking out the word "thirty-three" in the eighth line and inserting in place thereof the word, thirty-eight, so that said section as amended shall read as follows: 7:35. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.
In Strafford, two thousand dollars.
In Belknap, eighteen hundred dollars.
In Carroll, twelve hundred dollars.
In Merrimack, twenty-five hundred dollars.
In Hillsborough, thirty-eight hundred dollars.
In Cheshire, two thousand dollars.
In Sullivan, fifteen hundred dollars.
In Grafton, twenty-four hundred dollars.
In Coos, twenty-four hundred dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Vaughan of Newport moved that the rules of the House be so far suspended as to permit the introduction of the report of the Committee on Education on House Bill No. 362, not previously advertised in the Journal.

The question being on the motion.

Mr. Vaughan of Newport spoke in favor of the motion.

On a *viva voce* vote the motion to suspend the rules prevailed.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 362, An Act relative to state aid to school districts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pillsbury of Manchester answered questions propounded by Mr. Craig of Manchester.

On a *viva voce* vote the bill was ordered to a third reading.

Taken from the Table Under Rule 48

House Bill No. 195, An Act establishing a comprehensive system of district courts, was taken from the table.

Mrs. Brungot of Berlin moved that the report of the minority "Inexpedient to legislate" be substituted for the report of the majority "Ought to pass with amendment".

The question being on the motion.

(Discussion ensued)

The Mesdames Brungot of Berlin, Martin of Littleton and Hutchinson of Milford spoke in favor of the motion.

Mr. Tiffany of Concord spoke against the motion.

At 12:47 o'clock the Chair declared a recess until 1:30 o'clock.

Recess

After Recess

The House reconvened at 1:30 o'clock.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 2, An Act relative to the salary of the special justice of Portsmouth municipal court.

House Bill No. 300, An Act providing for a first-aid room in the state house.

House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual.

House Bill No. 390, An Act relative to appointment of a chief of police.

House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor.

House Bill No. 432, An Act providing for salaries for members of the Somersworth city council.

Senate Bill No. 53, An Act relative to providing for an additional member of the State Board of Health.

Senate Bill No. 82, An Act relative to salaries of the justice and special justice of Nashua municipal court.

Senate Bill No. 128, An Act relative to investments of savings banks and loans by trust companies.

Senate Bill No. 145, An Act relative to the salaries of Strafford, Sullivan and Belknap county solicitors.

Senate Bill No. 73, An Act relative to optional allowances under the teachers' retirement system and to date of modification of integrated systems.

House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law.

House Bill No. 195 (continued)

The question being on the motion to substitute the report of the minority for that of the majority.

(Discussion ensued)

Mr. Pryor of Ashland spoke in favor of the motion.

Mr. King of Manchester spoke against the motion.

Mr. Deans of Milford moved that further consideration of House Bill No. 195 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Deans of Milford, Hersom of Northumberland, Crosby of Hillsborough and Eldredge of Exeter spoke in favor of the motion.

Mr. Saunders of Nashua spoke against the motion.

(Mr. Bisbee of Derry in the Chair)

Mr. Rathbone of Exeter spoke against the motion.

(Speaker in the Chair)

Mr. Pickett of Keene moved that House Bill No. 195 be referred to the Judicial Council.

Speaker's Ruling

The Chair ruled that the motion to commit to the Judicial Council was not a privileged motion under Rule 22 and hence not in order at the present time. The Chair stated that he was of the opinion that because of the difference between the Legislative Council and the Judicial Council in function and personnel the Judicial Council may not be deemed to be a committee of the Legislature.

Mr. Pickett of Keene moved that House Bill No. 195 be committed to the Legislative Council.

The question being on the motion.

(Discussion ensued)

Messrs. Pickett of Keene and Davis of Conway spoke in favor of the motion.

Mrs. Cooper of Nashua spoke against the motion.

Mr. Pickett of Keene withdrew his motion that the bill be referred to the Legislative Council.

The question now being on the motion offered by Mr. Deans of Milford that further consideration of the bill be indefinitely postponed.

(Discussion ensued)

Mr. Young of Pittsfield spoke in favor of the motion.

Mr. Green of Manchester spoke against the motion.

The question being on the motion to indefinitely postpone.

Mr. King of Manchester demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 233

HILLSBOROUGH COUNTY: Bragdon, Edwards, Wiggin of Bedford, Jennings, Poore, Adams of Greenfield, Fortin, Pickering, Crosby, Williams of Hollis, Abbott, Paul, Warren, Pettigrew, Soucy of Manchester, Ward 1, Danforth, Geisel, Pillsbury, Dwyer, Nerbonne, Nolan, Betley, Healy of Manchester, Ward 5, Callahan, Clancy, Tessier, Champagne, Delisle, Cary, Gilmartin, Martel of Manchester, Ward 12, Nalette, Soucy of Manchester, Ward 12, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Thibault of Nashua, Chartrain, Bouley, Dugas, Jean, Bouthillier, Locke, Rice.

CHESHIRE COUNTY: Washburn, Post, Pike, Clark of Harrisville, Smith of Hinsdale, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Farr, Oliver, Ostlund, Yardley, Eaton of Stoddard, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bradbury, Angus, Monblo, D'Amante, Desnoyer, Davis of Cornish, Reney, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Crane.

GRAFTON COUNTY: Pryor, Bucklin, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton, Hayward, Larty, Morse, Chamberlain, Adams of Lebanon, Cole, Porter, Whipple, Collyer, Kelley of Littleton, Martin, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Sheridan, Brungot, Christiensen, Fontaine, Gagnon, LaCasse of Berlin, Heath, Alls, Rix, Graham of Gorham, Keough, Swett of Lancaster, Potter, Bushey, Hersom, Richardson, Kidder, Placy, Stinson, Gould, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Persson, Tenney, Shattuck, Bisbee, Clark of Derry, Gay of Derry, Nickerson of East Kingston, Blair, Eldredge, Spollett, Hunter, Lougee, Eastman of Kensington, Sheehy, LaBranche, Sewall, Cheney of Newton, Carter, Pinkham, Barrett, Foote, Wardwell, Blaisdell, Landrigan, Philbrick, Haigh, Willis, Felch.

STRAFFORD COUNTY: Blanchette, Leighton, Wiggin of Dover, Desjardins, LaBonte, Dunnington, Webb, Connell, Littlehale, Francoeur, Dawson, Moulton, Rolfe, Maxfield, LaCasse of Rochester, St. Pierre, Valliere, Maloomian, Cormier.

BELKNAP COUNTY: Rollins, McAllister, Haggett, LaCaillade, McCarthy, Morin, Simoneau, Karagianis, Lucier, Burbank, O'Shan, Dana, Varrell, Miner, Smith of Meredith.

CARROLL COUNTY: Morrill, Chandler, Davis of Conway, Hill, Thompson of Effingham, Nickerson of Tamworth, Peaslee of Wakefield.

MERRIMACK COUNTY: Baron, Kenevel, Vaughn of Bow, Moore, Bates, Allen, Lafford, Davis of Concord, Henry, Cheney of Concord, Lessels, Jewett, O'Neil, Saltmarsh, Barnard, Maxham, Comi, Sargent, Nutter, Burke of Franklin, Kenney, Ayotte, Leonard, Carpenter, DuDevoir, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman, Thibeault of Pembroke, Woodbury, Young, Bigelow.

Nays, 112

HILLSBOROUGH COUNTY: Hambleton, Ainley, Green, Robb, Sullivan, Winston, Smith of Manchester, Walsh, Ecker, Healy of Manchester, Ward 6, O'Connor, Burke of Manchester,

LeClerc of Manchester, Ward 7, Craig, Morris, King, Hurley, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Crowley, Eaton of Mason, Cooper, Cummings, Ramsdell, Saunders, Record, Belcourt, Trombly, Ayers, Brosnahan, Maynard, Dionne of Nashua, Marcoux, Ryan, Latour, Sabluski, Dumais, Thompson of New Ipswich, Dutton, Street, Eastman of Weare, Bardol, Hines.

CHESHIRE COUNTY: Gordon, Faulkner, Pickett, Tolman.

SULLIVAN COUNTY: Frizzell, Bloomfield, Nahil, Riley, Brown of Newport, Merrifield.

GRAFTON COUNTY: Plumer, Willey, Bradley, Duke, Monohan, McMeekin, Jones, Townsend, Haskins, Bell, Loizeaux, Barney.

COOS COUNTY: None.

ROCKINGHAM COUNTY: Griffin, Eastman of Exeter, Merrill, Rathbone, Sanborn of Hampton Falls, Parmenter, Mott, Perkins, Palmer, Dondero, Payette, Sadler, Wood, Hayes, Murch, Dame, Joyce, Russell of Portsmouth.

STRAFFORD COUNTY: Berry, Brown of Durham, Stearns, Gilman, Drew, Nelson of Rochester, Currier, Brown of Strafford.

BELKNAP COUNTY: Matheson, Lord, Tilton, Atwood, Metcalf.

CARROLL COUNTY: Lamprey, Claflin.

MERRIMACK COUNTY: Turner, Gibson, White of Concord, Tiffany, Cilley, Walker, Mahoney, Bunten, Broadhurst, Chadwick.

Pairs

Mr. Stevenson of Bethlehem voting Yes, paired with Mr. Peever of Salem voting No.

And the motion to indefinitely postpone prevailed.

Speaker's Ruling

The Chair stated that in order to expedite the remaining business of the session, unless the House orders otherwise, he will order that all future committee reports be placed on the

calendar immediately upon receipt of such reports from the committee chairmen, for House action the next legislative day, without the usual two days' notice.

Reconsideration

Mrs. Brungot of Berlin moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 195, An Act establishing comprehensive system of district courts.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. Tiffany of Concord offered the following resolution:

Whereas, we have learned with regret of the passing of Robert Weston, and

Whereas, he was a son of our former fellow Representative and Attache, Lucie Weston of Concord, therefore be it

Resolved, that we, the members of this House of Representatives proffer to Mrs. Weston our sympathy in her bereavement, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mrs. Weston.

On a *viva voce* vote the resolution was adopted.

Mr. Thibeault of Nashua offered the following resolution:

Whereas, we are informed that today is the thirty-sixth wedding anniversary of Arthur (Jack) Bouley and his wife of Nashua, and

Whereas, tomorrow will be the seventieth birthday of our fellow member, therefore be it

Resolved, that we, the members of this House of Representatives, do hereby extend to our fellow member congratulations on his birthday and our very best wishes to him and Mrs. Bouley on their wedding anniversary, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to Mr. Bouley.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and resolutions by caption only and when the House adjourns today it be to meet next Monday morning at 11:00 o'clock.

Third Readings

The following House bills and House joint resolutions were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 249, An Act providing for an assistant solicitor and investigator for the Hillsborough county solicitor.

House Bill No. 362, An Act relative to state aid to school districts.

House Bill No. 49, An Act relating to committals to Laconia state school.

House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III.

House Joint Resolution No. 59, Joint Resolution in favor of George Lindh.

Senate Bill No. 42, An Act relative to defective delinquents at Laconia state school, was read a third time, passed, and sent to the Secretary of State to be engrossed.

Votes Recorded

Messrs. White of Atkinson and Felch of Seabrook desired to be recorded as having voted against the passage of House Bill No. 362, An Act relative to state aid to school districts.

On motion of Mrs. Ainley of Manchester the House adjourned at 3:38 o'clock.

MONDAY, JULY 1, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Bruce Berry, pastor of the Chichester Methodist Church, who will serve as our Chaplain for the rest of the week.

Our Heavenly Father:

During this week which contains a holiday so important to us as Americans help us to remember the great sacrifices of those who founded our nation. Help us to remember that our freedom was bought by men and women whose high ideals led them to disdain personal comforts; by men and women who gladly gave their lives for a just cause.

May we today serve our country as unselfishly as they. May we never close our eyes to injustice or yield to expediency in the face of great need.

Thou, God, Who art the same yesterday, today, and forever and Who didst guide the patriots of long ago, guide us in our actions today, that in doing Thy will we may serve our fellowman as well.

In Jesus' name. Amen.

Salute to the Flag

Mr. Bloomfield of Claremont led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. Walker of Concord and Nickerson of Tamworth were granted leaves of absence for the day on account of important business.

Mr. Lafford of Concord was granted leave of absence until July 16 on account of important business.

Introduction of a Bill

The following House bill was introduced, read a first and second time, laid upon the table for printing and referred as follows:

By Committee on Rules (Mr. Davis of Conway), House Bill No. 445, An Act legalizing a certain budget meeting of the Carroll County Convention and budget meetings held pursuant thereto. To the Carroll County Delegation.

Mr. Davis of Conway moved that the rules be so far suspended as to dispense with printing and committee reference of House Bill No. 445 and that the bill be put on third reading and final passage at the present time by title only.

The question being on the motion.

Mr. Davis of Conway explained the bill and spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

House Bill No. 445 was read a third time, passed and sent to the Senate for concurrence.

Opinion of the Justices of the Supreme Court

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following opinion with respect to the constitutionality of Senate Bill No. 117 entitled "An Act relative to cemetery trust funds."

Towns are authorized by statute to hold in trust "gifts, legacies and devises made to them for the care of cemeteries and burial lots when the terms of the gift legacy or devise do not impose any liability upon the town beyond the amount of the gift, legacy or devise and the income thereof." RSA 31:20. Towns may likewise receive funds from cemetery associations or individuals for the care of cemeteries or lots, "and the income thereof shall be expended by the town in accordance with the terms of the trust or contract under which the funds were received." RSA 31:21.

Senate Bill No. 117 would amend *s.* 20, *supra*, by adding to the section a provision that "the income accumulation of a particular burial lot trust fund . . . may be used for the general care of the cemetery where said lot is located" subject to three qualifications: (1) that the terms of the trust do not otherwise provide; (2) that it can be reasonably anticipated that the income accumulation of the fund will not be required for the care of the particular lot in the foreseeable future; and (3) that if the income of a fund so used shall at any time become insufficient for the care of the particular lot, the town shall appropriate the funds necessary to maintain the lot. Since the bill provides no procedure for establishing whether the first two conditions are met with respect to a particular trust, it appears to be intended that diversion of the surplus income shall be made at the discretion of the trustees charged by statute with administration of such trusts. RSA 31:22-38.

The law is well established that trusts for the perpetual care of cemeteries and cemetery lots are valid charitable

trusts. *In re Byrne Estate*, 98 N. H. 300; *Webster* v. *Sughrow*, 69 N. H. 380; *Tuttle's Petition*, 80 N. H. 36. See anno. 47 A.L.R. (2d) 596, 615. Equally well established is the proposition that the administration of charitable trusts falls within the jurisdiction of courts of equity, which have unquestioned authority in appropriate circumstances to permit departure from the literal terms of such a trust by exercise of the power of *cy pres*. *Drury* v. *Sleeper*, 84 N. H. 98. The courts will exercise this power, however, only when the purpose for which the fund was established cannot be carried out, and diversion of the income to some other purpose can be found to fall within the general intent of the donor expressed in the instrument establishing the trust. *Pittsfield Academy* v. *Attorney General*, 95 N. H. 51; *Petition of Rochester Trust Co.*, 94 N. H. 207; *Boscawen* v. *Attorney General*, 93 N. H. 444, 445, and cases cited. If the trust instrument discloses no general charitable intent, as distinguished from the particular purpose for which the gift was made, the trust will fail, and its assets will be held by the trustee subject to a resulting trust in favor of the donor or his estate. See *Clark* v. *Campbell*, 82 N. H. 281, 288; *First Universalist Society of Bath* v. *Swett*, 148 Me. 142; IV Scott on Trusts (2d. *ed.*) *ss.* 413, 432.

The power of courts of equity to administer charitable trusts *cy pres* is so firmly established and so frequently resorted to, that the authority of the Legislature with respect to the disposition of charitable trust funds has not been much mooted. Prior to the establishment of American jurisprudence, the English Crown was endowed with prerogative power with respect to the disposition of funds left for charity in cases where the particular use intended was not specified, or if specified was illegal. Authorities in the field of trusts have expressed the view that the prerogative power of the Crown has no place in our jurisprudence. IV Scott on Trusts (2d *ed.*) *ss.* 339,1, 399.5. In the Restatement of the Law, Trusts, *s.* 399 *comment* e, it is said: "The prerogative power does not exist in the United States; it cannot be exercised even by the legislature, although the legislature can enact general rules as to the extent and the exercise of the judicial power of the court to apply *cy pres* property which is given for charitable purposes."

We are aware of no instance in which the exercise of prerogative power by the courts has been thought necessary or

proper in New Hampshire. In *French* v. *Lawrence*, 76 N. H. 234, a will before the court designated the particular object which the testator desired to promote, and his purpose was legal. Hence it was found unnecessary to consider whether the the court had jurisdiction of causes involving bequests for unspecified charitable purposes, or seeking diversion of funds from an illegal purpose to one which would be legal. See also, *Haynes C. Carr*, 70 N .H. 463, 465, 481.

The authority of the Legislature in such matters has been said to be limited to the enactment of "general rules as to the extent and the exercise of the judicial power of the court" (Restatement of the Law of Trusts, *supra*) ; and the legislative power to "control the administration of charitable trusts already created" is considered to be "limited by provisions of the federal and state constitutions." IV Scott on Trusts, *supra*, *s.* 399.5, Consistently with these principles, the Supreme Judicial Court of Massachusetts when called upon for an advisory opinion concerning a series of legislative bills relating to transfer or disposition of assets of certain charitable trusts, advised the Senate of that Commonwealth that while the Legislature might "enact general laws respecting the regulation of charitable trusts," such trusts "held upon trusts expressed in writing or necessarily implied from the nature of the transaction, constitute obligations which ought to be enforced and held sacred under the Constitution." The court continued: "It is not within the power of the Legislature to terminate a charitable trust, to change its administration upon grounds of expediency, or to seek to control its disposition under the doctrine of *cy pres*. Determination of the uses to which shall be devoted trusts no longer susceptible of execution according to their foundation is a well recognized branch of chancery jurisdiction . . . respecting which there is constant resort to the judicial courts for decision." *Opinion of the Justices to the Senate*, 237 Mass. 613, 617, 618. See also, *Bridgeport Public Library & Reading Room* v. *Burroughs*, 85 Conn. 310; IV Scott on Trusts, *supra*, *s.* 367.3.

In *Boscawen* v. *Attorney General*, 93 N. H. 444, *supra*, the town invoked the *cy pres* powers of the court, seeking authority to expend for the general care of a cemetery in that town the surplus income of a fund held in trust for the care of a particular lot in the cemetery. After reviewing the cir-

cumstances of the fund, and the purpose of the testatrix in establishing the trust, the court held that exercise of the power of *cy pres* would not be appropriate.

Senate Bill No. 117, if enacted into law, would permit use of the trust estate involved in *Boscawen* v. *Attorney General, supra*, for the purposes for which the court there concluded, under established legal principles, that it might not lawfully be used. In effect the bill would be an exercise of what amounts to a legislative power of *cy pres* with respect to all cemetery trusts having surplus income, without regard to established principles of law relating to the use of such funds, or the terms of the trusts so long as they did not expressly forbid the use.

We are of the opinion that this may not constitutionally be done by the Legislature. Such a course would seem to be an invasion of established equitable powers of the courts, and hence in violation of the Constitution, Part I, *Art.* 37th. In essence the bill proposes to "abolish the judicial function with respect to a subject essentially judicial in its nature . . . and substitutes for that judicial function a legislative determination " *Worcester County National Bank, Petitioner*, 263 Mass. 444. This the Constitution does not permit. *Art.* 37th, *supra; Opinion of the Court*, 4 N. H. 565, 572-573. See note, 101 U. Pa. L. Rev. 1087. See also, *Greenville* v. *Mason*, 53 N. H. 515, 518.

We therefore conclude that Senate Bill No. 117, if enacted into law, would be unconstitutional. So far as the purposes of the bill may be otherwise accomplished, this must be done through the courts by the application of established principles of law to the circumstances of particular trusts, as was sought to be done in *Boscawen* v. *Attorney General, supra.*

LAURENCE I. DUNCAN
AMOS N. BLANDIN, Jr.
EDWARD J. LAMPRON
STEPHEN WHEELER

Whatever are the constitutional infirmities of the pending bill relating to cemetery trusts, I wish to add the observation that the Legislative representing a sovereign state may have more residual power over charitable grants, gifts and trusts — even though strictly it may not be a prerogative

power of *cy pres* — than the broad language of the advisory opinion of my colleagues indicates. *Opinion of the Justices,* 81 N. H. 573, 577-584; IV Scott, Trusts, *s.* 381, *p.* 2742 (1956); Anno. 40 A.L.R. (2d) 556, 561; *Trustees of Newcastle Common* v. *Gordy,* (Del.) 93 A. (2d) 509; *Church of Jesus Christ of L. D. S.* v. *United States,* 136 U. S. 1. Since that problem can be more advantageously considered and decided in a specific case rather than in an advisory opinion, it is preferable to make a final decision in a case which presents the problem concretely.

FRANK R. KENISON

June 28, 1957.

Committee Reports

Mr. Ecker of Manchester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by adding at the end thereof the following words "and the charter of the Keene Academy" so that said title as amended shall read as follows:

An Act to amend the charter of the New Hampshire Antiquarian Society and the charter of the Keene Academy.

Amend section 1 of the bill by inserting after the word "whatsoever" the words, and by adding at the end thereof the words, provided such value shall not exceed $100,000., and by adding at the end of said section the words, provided such value shall not exceed $100,000., so that said section as amended shall read as follows: *Power to Hold Property.* That section 2, chapter 114 of Laws of 1875 be amended by striking out the words "to an amount not exceeding $10,000," and by inserting in place thereof the words, of any type whatsoever, and by adding at the end thereof the words, provided such value shall not exceed $100,000. so that said section as amended shall read as follows: Sec. 2. The said corporation may purchase, take by gift, and hold real and personal property of any type whatsoever, provided such value shall not exceed $100,000.

Amend said bill by inserting after section 1 the following section:

2. *Keene Academy.* Amend section 2, chapter 232, Laws of 1907, as amended by section 1, chapter 180, Laws of 1923, by striking out the words "one hundred twenty" in the thirteenth line and inserting in place thereof the words, two hundred twenty, so that said section as amended shall read as follows: Sect. 2. And be it further enacted that said corporation may establish an academy in the town of Keene in the county of Cheshire for the education of youth of both sexes, and their instruction in classical and useful knowledge and in all the branches of learning usually taught in academies; may erect and maintain suitable buildings therefor and may hold real and personal estate to any amount not exceeding thirty thousand dollars, which together with all gifts, donations, bequests, and legacies that have been, or may hereafter be given or bequeathed to said academy, and the interest, rents and profits of the same to be applied by the corporation in such manner as may best promote the interests of said institution; but said corporation may hold real and personal estate not exceeding two hundred twenty thousand dollars in excess of said sum of thirty thousand dollars, which together with the income thereof, may be used and applied by said corporation for the best interests of said institution in the discretion of the trustees or may be applied and paid over by said trustees for the purposes and under the conditions set forth in the decree of the superior court rendered at the April term 1905 of said court sitting at said Keene.

Further amend said bill by striking out section 2 renumbering to read section 3 and inserting in place thereof the following:

3. *Takes Effect.* Section 1 of this act shall take effect upon its adoption by the New Hampshire Antiquarian Society at its regular meeting in 1957 or at any special meeting of this society duly called and convened for the purpose. The remaining provisions of this act shall take effect upon its passage.

The report was accepted.

Mr. Pickett of Keene moved that the rules be so far suspended as to dispense with the reading of the amendment.

Mr. Pickett of Keene spoke in favor of the motion and explained the amendment.

On a *viva voce* vote the motion to suspend the rules prevailed.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Merrill of Exeter, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 109, An Act relative to hearings before the personnel commission, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred House Bill, No. 429, An Act relative to election campaign receipts and expenditures, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend sub-paragraph (10) of Paragraph I of RSA 70:4 as inserted by section 2 of said bill by striking out said paragraph.

Further amend the bill by inserting after section 5 the following new section to read as follows: 6. *Elimination of Duplicate Reporting of Contributors.* Amend RSA 70 as inserted by 1955, 273:1 by inserting after section 8 the following new section: 8-a. *Duplicate Reporting of Contributions Not Required.* Where individual contributions are divided or split up between the state committee and the other political committees of any political party, it shall be a sufficient compliance with the requirement for listing contributors under sections 4 and 8 if the state committee in its statement, filed under section 5, lists the full name and post-office address of each contributor, and the other political committees sets forth in its statement, filed under section 8, its lump sum share of such divided contributions and an explanation that the source of such sum is as shown on the state committee's statement.

Further amend said bill by renumbering section 6 to read section 7.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Gagnon of Berlin, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 382, An Act relative to registers to be kept of guests at camps, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Hotels, Motels, Cabins and Camps.* Amend RSA 353:3 by striking out said section and inserting in place thereof the following: 353:3. *Register, Open to Inspections.* All hotel keepers and all persons operating or keeping public lodging houses, cabins or camps, where for a consideration guests transient or otherwise are lodged and furnished accommodations and facilities for a stay of one day or more, shall keep a register which shall show the name, residence, motor vehicle registration number, if any, date of arrival and departure of his guests. Said register shall at all times be open to the inspection of the sheriff or his deputies and to any police officer. Each such register shall be kept for a period of three years. The term "public lodging house" as herein used shall mean a lodging house where more than two rooms are habitually let for less than a week at a time for the accommodation of transients. The term "camps" as used herein shall not include camps kept exclusively for minor children and nothing herein shall be construed to require the keeping of such a register by an owner of cottages kept for hire. Whoever violates any provisions of this section shall be fined not more than twenty dollars or be imprisoned not more than thirty days.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Hambleton of Goffstown, for the Committee on Insurance, to whom was referred Senate Bill No. 110, An Act relative to reports of fire insurance companies to the board of fire control, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred Senate Bill No. 154, An Act relative to lumber cut reports, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Burke of Franklin, for the Special Committee consisting of the members from the city of Franklin, to whom was referred House Bill No. 438, An Act relating to the Franklin police force, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *Police.* Amend Laws 1893, chapter 260 by inserting after section 14 the following new section: Sec. 14-a. Said city council shall appoint such police officers and superior police officers as it may in its judgment deem necessary, to serve during good behavior, and to fix their compensation. Said city council shall have the authority to remove any such police officer or superior police officer from the force at any time for just cause and after due hearing by said city council within thirty days, which cause shall be specified in the order of removal. Said city council shall have the authority to suspend from duty without hearing any such police officer or superior officer for a period not exceeding thirty days, provided however, that within said thirty days said city council shall hold a hearing at which it shall be determined that such suspension should be lifted, continued for a further period if just cause is found or that said police officer or superior police officer be removed from the force if just cause is found. Said city council shall also, within thirty days after said annual meeting appoint such special police officers as it may in its judgment deem necessary and fix their compensation. The term of such special police officers shall be for one year unless sooner removed by said city council. Nothing in this act shall be construed to amend or in any way alter or affect chapter 304, Laws of 1913.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Walsh of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 169, An Act relative to the promotion of certain employees in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Morris of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 367, An Act relative to salaries of members of Manchester school committee, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Winston of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 306, An Act relative to salaries of ward selectmen and ward clerks in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Connor of Manchester, for the Committee on Insurance, to whom was referred Senate Bill No. 115, An Act to provide for the coordination of mutual aid in protection against fires, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pickett of Keene offered the following amendment:

Amend RSA 154:32 as inserted by section 1 of the bill by striking out the words "if they own real estate within the state" in the nineteenth and twentieth lines as printed in the Senate Journal of June 13, 1957, so that said section as amended shall read as follows:

154:32. *Organization.* Upon receipt of such a petition, the state fire marshal shall call the first or organization meeting of the system by giving written notice to the chief of each fire department in the system and may invite private fire departments within the designated area to join in the meeting by giving similar notice to them. Each fire department shall send one delegate to the organization and subsequent meetings and shall be entitled to one vote in all proceedings. The delegate shall be the chief of each fire department or such alternate as he may designate. At the organization meeting, the members of the system shall adopt articles of association and by-laws and regulations for the future government and operation of the system which shall be effective upon submission to and approval by the attorney general, who shall cause the same to be recorded by the secretary of state. The system shall be deemed to have been formally established upon such recording. The organization meeting shall also elect a board of directors consisting of such number as they may determine. Delegates and directors need not be residents. The board of directors shall be the governing body of the system and shall serve for terms of one year and until their successors are elected and qualify. The directors shall choose from their number the officers of the system, who shall have such duties and powers as the by-laws provide. Within the limits of available funds, the directors may employ and fix the compensation of agents and other necessary personnel, who shall serve at their pleasure and have and exercise such powers and authority as they may delegate to them.

The question being on the amendment.

(Discussion ensued)

Messrs. Pickett of Keene and Crosby of Hillsborough spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Pickett of Keene offered the following further amendment to Senate Bill No. 115.

Amend RSA 154:36 as inserted by section 1 of the bill by striking out the words "provided that all the municipalities within the county belong to the system," so that said section as amended shall read as follows:

154:36. *Appropriations.* Municipalities belonging to such a system may raise and appropriate money for the purposes of the system. Counties in which a system is established may raise and appropriate money for the purposes of the system.

The question being on the amendment.

(Discussion ensued)

Messrs. Pickett of Keene and Crosby of Hillsborough spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Reney of Grantham, for the Committee on Resources, Recreation and Development, to whom was referred House Bill No. 297, An Act relative to conveyance of land to the town of Nottingham, having considered the same, reported the same with the following resolution:

Resolved, that the bill be referred to the planning and development commission for study and to report back to the 1959 General Court not later than February 1, 1959.

The report was accepted.

Mr. Perkins of Nottingham moved that House Bill No. 297 be referred to the Special Committee consisting of the Delegation from Rockingham County.

The question being on the motion.

Mr. Perkins of Nottingham spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

Mrs. Valliere of Rollinsford, for the Committee on Transportation, to whom was referred House Bill No. 64, An Act relative to registration fee for public bus, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Geisel of Manchester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Geisel and Pillsbury of Manchester spoke in favor of the motion.

Messrs. Soucy of Manchester, Ward 1, Lougee of Hampton and Claflin of Wolfeboro spoke against the motion.

(Mr. Angus of Claremont in the Chair)

Mrs. Davis of Concord and Mr. Terry of Westmoreland spoke against the motion.

(Speaker in the Chair)

Mrs. Brungot of Berlin and Mr. Pickett of Keene spoke in favor of the motion.

Mr. Street of Sharon spoke against the motion.

Mr. Geisel of Manchester and Mr. Pickett of Keene each spoke a second time in favor of the motion.

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Pillsbury of Manchester requested a division.

A division being had, 118 members having voted in the affirmative, and 166 members having voted in the negative, the motion to substitute did not prevail.

The question being on the resolution of the committee.

On a *viva voce* vote the resodution of the committee was adopted.

Taken from the Table Under Rule 48

Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited period, was taken from the table.

Speaker's Ruling on Point of Order

The member from Campton, Mr. Willey, on Wednesday last raised the point of order whether or not the House, under the rules, could consider the amendment proposed by the Committee on Fish and Game, having previously voted to indefinitely postpone House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Carroll and Coos, on April 11, 1957 and having subsequently voted not to reconsider its action. The Chair has examined carefully the bills in question and the proposed amendment to Senate Bill No. 123 before making his ruling. In a previous discussion from the Chair, the Chair stated informally that his ruling on indefinite postponement would be based upon a substantial differ-

ence in the body of the bill under consideration as opposed to the body of the bill that had been indefinitely postponed. Applying that test, the Chair would base his decision on the point of order by determining whether the enactment of Senate Bill No. 123 into law would make the statutes substantially different on the subject than an enactment of House Bill No. 266. House Bill No. 266 would have outlawed the trapping of beaver in the three counties named while the proposed amendment seeks to outlaw it in the county of Coos and in a few towns in the Connecticut Valley in Grafton County. The Chair is of the opinion that this is a substantially different condition than would have prevailed under House Bill No. 266.

The Chair recalls also that there was some discussion of the amendment that would have limited House Bill No. 266 to Coos and the towns named in Grafton County under the proposed amendment to Senate Bill No. 123. The Chair searched to see if such an amendment was pending at the time House Bill No. 266 was indefinitely postponed and finds that it was not. The Chair, therefore, would rule that consideration of the proposed amendment by the Fish and Game Committee is in order and that action may be taken upon it this morning under the rules of the House.

The question being on the amendment to Senate Bill No. 123 as printed on pages 7 and 8 of the Journal for Wednesday, June 26.

(Discussion ensued)

Messrs. Kelley of Littleton and McMeekin of Haverhill spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Taken from the Table

Mr. Green of Manchester moved that Senate Bill No. 117. An Act relative to cemetery trust funds, be taken from the table.

On a *viva voce* vote the motion prevailed.

Mr. Green of Manchester moved that further consideration of Senate Bill No. 117 be indefinitely postponed.

On a *viva voce* vote the motion prevailed.

Rules Suspended

Mr. King of Manchester moved that the rules of the House be so far suspended as to permit a public hearing tonight on Senate Bill No. 159, An Act establishing a new ward for the city of Manchester, not previously advertised in the Journal.

On a *viva voce* vote the motion to suspend the rules prevailed.

Senate Message

The Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 142, An Act relative to taxation of real estate and personal property.

Amend RSA 72:23-c as inserted by section 4 of said bill by striking out the word "taxable" in the fifth line.

On motion of Mrs. Frizzell of Charlestown the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Reports of the Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and captioned House joint resolution:

House Bill No. 178, An Act relative to reimbursement for forest fire expenses.

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects.

Senate Bill No. 60, An Act to determine the responsibility for the intentional or negligent contribution to the delinquency of a minor.

Senate Bill No. 91, An Act relative to interstate compact on mental health.

Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton and Seabrook.

Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools.

Senate Bill No. 150, An Act relative to factors' liens.

Senate Bill No. 170, An Act relative to dog registration tags.

Senate Bill No. 183, An Act relative to duties of the legal counsel to the senate.

Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans.

Senate Bill No. 42, An Act relative to defective delinquents at Laconia state school.

Senate Bill No. 43, An Act relative to limitation on committals to the Laconia state school.

House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking areas.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bill:

House Bill No. 374, An Act relative to interest from date of writ in certain civil actions.

Resolutions

Mr. Fortier of Berlin offered the following resolution:

Whereas, there is now pending before the House of Representatives, Senate Bill No. 140, An Act relative to suits affecting air navigation facilities, and amended in the Senate, and

Whereas, a question has been raised concerning its constitutionality, therefore be it

Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions:

Are any of the provisions of paragraph 8 Declaration of Purpose, unconstitutional especially as relates to the grant of immunity from tort liability and preservation of such immunity even if the authority accepts, charges and receives profit, fees, revenue, income, rentals, or any particular and specific return from the operation of said airport and facilities?

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following Senate bills were severally read a third time, passed, and sent to the Senate for concurrence in the House amendments:

Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited time.

Senate Bill No. 115, An Act to provide for the coordination of mutual aid in protection against fires.

The following House bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 438, An Act relating to the Franklin police force.

House Bill No. 382, An Act relative to registers to be kept of guests at camps.

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society.

The following Senate bills were severally read a third time, passed, and sent to the Secretary of State to be engrossed.

Senate Bill No. 154, An Act relative to lumber cut reports.

Senate Bill No. 110, An Act relative to reports of fire insurance companies to the board of fire control.

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

On motion of Mrs. Hill of Conway the House adjourned at 1:10 o'clock.

TUESDAY, JULY 2, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Bruce Berry, Pastor of the Chichester Methodist Church.

Our Heavenly Father:

We thank Thee today for the freedoms which are ours in this great nation. As they were expressed by the late President Franklin Roosevelt we enjoy to a great degree freedom of speech and expression, freedom of worship, freedom from want, and freedom from fear. Grant that we may not hold them selfishly, but may we so work that everyone in this world may have these freedoms.

But, our Father, Thou hast given to every one of us the freedom to choose right from wrong. We can choose honesty in spite of great pressure. Help each of us to make our decisions as we are urged by our consciences enlightened by Thy Spirit.

Through Jesus Christ, our Lord. Amen.

Salute to the Flag

Mr. Landrigan of Raymond led the Convention in the salute to the flag.

House

Leave of Absence

Mr. Mott of Newington was granted leave of absence for the day on account of illness.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table for printing and referred as follows:

Under suspension of rules, House Bill No. 446, An Act making temporary appropriations for expenses of the state of New Hampshire for the month of July, 1957. To the Committee on Appropriations.

Mr. Bell of Plymouth moved that the rules of the House be so far suspended as to dispense with the printing and committee reference of House Bill No. 446 and that the bill be placed on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion to suspend the rules prevailed and the bill was read a third time, passed and sent to the Senate for concurrence.

(Mr. Soucy of Manchester, Ward 1, in the Chair)

Senate Message

The Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Manchester Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1, 182:1, 279:1, 296:1, 1957, 66:1, 1957, 83:1, 1957, 108:1, 1957, 125:1, 1957, 175:1 and by an act of 1957 relative to salary of Nashua justice, by striking out the words "In Manchester, four thousand six hundred dollars" and inserting in place thereof the words, In Manchester, five thousand one hundred dollars, so that said paragraph as amended shall read as follows:

I. Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, five thousand one hundred dollars;
In Nashua, four thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, three thousand dollars;
In Dover, one thousand eight hundred dollars;
In Laconia, three thousand dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;

In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.

On motion of Mr. King of Manchester the rules were so far suspended as to dispense with the reading of the amendment.

On motion of Mr. King of Manchester the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled Senate bill and requests a Committee of Conference.

Senate Bill No. 80, An Act relating to the expiration of void mortgages.

The President appointed Senator Cleveland and Senator Paquette as Senate conferees on the Committee of Conference.

On motion of Mr. Green of Manchester the House voted to accede to the request of the Honorable Senate and the Chair appointed Mrs. Frizzell of Charlestown and Messrs. Bennett of Keene and Healy of Manchester, Ward 6, as Conferees on the part of the House.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its amendments to the following entitled Senate bill:

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia State School.

Committee Reports

Mr. Bell of Plymouth, for the Committee on Appropriations, to whom was referred House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire, having considered the same, reported the same with the following amendment,

and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the words "one million six hundred eighty-three thousand six hundred twenty-one dollars" and inserting in place thereof the words two million seventy-eight thousand fifty-six dollars so that said section as amended shall read as follows:

1. *Appropriation.* The sum of two million seventy-eight thousand fifty-six dollars is hereby appropriated for the purpose of capital improvements and long term repairs, which purpose includes such related improvements, facilities, equipment and furnishings as are necessary to complete the same. The estimated costs for the projects are as follows:

Amend paragraph II of section 1 of said bill by striking out the words and figures "Chapel and recreation room 4,000" and inserting in place thereof the following:

Chapel and recreation room 10,000. Further amend said paragraph by changing the total; 34,065 changed to 40,065.

Amend paragraph III of section 1 of said bill by striking out the same and inserting in place thereof the following:

III	Industrial school:		
	Boiler conversion		$21,160
	Segregation unit		3,329
	Steam line extension		17,393
	Rewire Riverview		1,418
	Total		43,300

Amend paragraph IV of section 1 of said bill by striking out the same and inserting in place thereof the following:

IV	Laconia state school:		
	Rewire five buildings		$29,043
	Geriatric building	$387,050	
	Less estimated receipts from sale of land	170,000	
	Net appropriation		217,050
	Pave dirt roads		2,500
	Baker dining room		32,555
	Blood office space		6,171

Maintenance buildings — laundry	18,774	
Outfall sewer	12,417	
Fire protection and prevention	59,500	
Total		378,010

Amend paragraph V of section 1 of said bill by striking out the same and inserting in place thereof the following:

V State prison:

License plate ovens	$22,530	
Boilers	16,898	
Cell block windows	21,254	
Prison farm barn	8,000	
Re-surface drives	3,000	
Total	$71,682	
Less estimated receipt from sale of land	10,000	
Net appropriation		61,682

Amend paragraph VI of section 1 of said bill by striking out the same and inserting in place thereof the following:

VI Administration and control:

Representatives Hall — floor, seats and ceiling	54,896*	
toilets	9,147*	
Annex elevators	33,500	
Total		97,543

* Provided that before any plans are approved they must be approved by the speaker of the house.

Amend paragraph VII (C) of section 1 of said bill by striking out the same and inserting in place thereof the following:

(C) Keene teachers college:

Frozen food room	$11,015
Electric line and transformers	9,744
Heat controls — Fiske and Huntress	11,757
Book store and snack bar	10,590

Construction of class room building	600,000	
Total		643,106

Further amend said paragraph by changing the total; 212,520 changed to 812,520.

Amend paragraph VIII of section 1 of said bill by striking out the words and figures "Pillsbury Park 28,190" and also striking out the words and figures "Hampton harbor dock 11,000". Further amend said paragraph by changing the total; 85,408 changed to 46,218.

Amend paragraph X of section 1 of said bill by striking out the same and inserting in place thereof the following:

X Soldiers home:

Artesian well and equipment	$4,000	
Total		4,000

Amend paragraph XII of section 1 of said bill by striking out the same and inserting in place thereof the following:

XII Public works:

Preliminary engineering and inspection	$63,950	
Overhead	21,030	
Total		84,980

Amend the total of section 1 of the bill by striking out the figures "1,683,621" and inserting in place thereof the figures $2,078,056.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Recreational.* The sum of two hundred eighty-one thousand five hundred dollars is hereby appropriated for the recreational division as follows:

Cannon mountain — "T" bar	$71,000
Sunapee "T" bar	40,500
Peabody slopes building	45,000
Tent camping expansion	25,000

Page site development — Winnipesaukee	100,000
Total	$281,500

Further amend said bill by inserting after section 2 the following new section:

4. *Use of Funds.* The sums appropriated in sections 1, 2 and 3 shall be expended for the purposes stated and no transfer of funds between projects shall be made.

Further amend said bill by striking out section 4, renumbering the same to read section 5 and inserting in place thereof the following:

5. *Powers of Governor and Council.* The governor and council are hereby authorized and empowered:

I. To establish the priority of undertaking the projects hereinbefore enumerated; and

II. To delete any project provided such deletion is for the public good or is necessary to keep within the funds appropriated.

Further amend said bill by renumbering section 5 to read 6.

Further amend said bill by striking out section 6, renumbering the same to read section 7, and inserting in place thereof the following:

7. *Borrowing Power.* To provide funds for the appropriations made in section 1 hereof, the state treasurer is hereby authorized, under direction of the governor and council, to borrow upon the credit of the state not exceeding the sum of two million, seventy-eight thousand, fifty-six dollars ($2,078,056); to provide funds for the appropriations made by section 2 hereof not exceeding the sum of two hundred eighty-one thousand five hundred dollars ($281,500); to provide funds for the appropriations made by section 3 hereof the sum of not exceeding six hundred eighty-seven thousand two hundred dollars ($687,200) and for said purposes may issue bonds or notes in the name and on behalf of the state of New Hampshire. The governor and council shall determine the form of such bonds or notes, their rate of interest, the date when interest shall be paid, the dates of maturities, the places where

principal and interest shall be paid and the time or times of interest. Such bonds or notes shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of the faith and credit of the state.

Further amend said bill by renumbering sections 7, 8 and 9 to read 8, 9 and 10.

Further amend said bill by striking out section 10, renumbering same to read section 11 and inserting in place thereof the following:

11. *Short Term Notes.* Prior to the issuance of the bonds or notes hereunder, the treasurer, under the direction of the governor and council, may for the purpose hereof borrow money from time to time on short term loans, which may be refunded by the issuance of the bonds or notes hereunder. Provided, however, that at no time shall the indebtedness of the state on short term loans exceed the following sums: (1) Not exceeding the sum of two million seventy-eight thousand fifty-six dollars for borrowing to provide funds for the purposes of section 1; (2) not exceeding the sum of two hundred eighty-one thousand five hundred dollars for borrowing to provide funds for the purposes of section 2; and (3) not exceeding the sum of six hundred eighty-seven thousand two hundred dollars for borrowing to provide funds for the purposes of section 3.

Further amend said bill by renumbering sections 11, 12, 13 and 14 to read 12, 13, 14 and 15.

The report was accepted.

Laid upon the Table Under Rule 48

The amendment being material, House Bill No. 376 was laid upon the table for printing of the amendment, to be taken up in the regular order of business on Tuesday, July 9.

Mr. Gibson of Concord, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the governor and council are hereby authorized and empowered to award compensation to the said Charles F. Macey in the sum of thirty dollars per week for a further period of one hundred weeks beginning as of June 25, 1957. The governor is hereby authorized to draw his warrant for the payment of such sum or sums as may be awarded hereunder out of any money in the treasury not otherwise appropriated. The acceptance of this award shall be in full and final settlement of the claims of the said Charles F. Macey for the accident referred to.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred House Bill No. 133, An Act to provide for the registration of private nursery schools, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to provide for the registration of private nursery schools and kindergartens.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Nursery Schools and Kindergartens.* Amend RSA 125 by inserting at the end thereof the following new subdivision:

Private Nursery Schools and Private Kindergartens

125:37. *Definition.* Private nursery schools and private kindergartens mean any place set apart and regularly operated by any person or persons, firm or corporation usually for compensation, for the purpose of giving nursery school and/or kindergarten instruction and training to five or more children from two to six years of age in periods of not more than three hours a day. It shall not be construed as applying to the activities of school districts or private elementary schools including kindergartens in their programs or to the full-time boarding of children or to foster day-care homes or to any such places operated less than thirty days in a year.

125:38. *Registration.* No person or persons, firm or corporation shall operate in any year a private nursery school or private kindergarten as defined in section 37 without first procuring an annual certificate of registration therefor from the state department of health which shall be given for one year only. The annual application for such registration shall set forth in writing such information concerning the proposed or established school as may be reasonably required by the state board of health.

125:39. *Fee for Registration.* The annual fee for such registration shall be one dollar, to be paid into the state treasury.

125:40. *Advice and Inspections.* The state board of health shall issue written advice and recommendations to registrants for the purpose of assisting them in the maintenance of clean, healthful, safe and sanitary conditions in such private nursery schools and kindergartens. The state board of health may cause periodical inspections to be made of any such schools for the purposes of this subdivision and for the purpose of enforcing other applicable public health laws.

125:41. *Penalty.* Whoever violates the provisions of section 38 shall be fined not more than ten dollars.

2. *Takes Effect.* This act shall take effect September 1, 1957.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Rollins of Alton explained the bill and amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mrs. Moulton of New Durham, for the Committee on Public Health, to whom was referred Senate Bill No. 200, An Act relating to approved schools of hairdressing, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dunnington of Dover, for the Special Committee consisting of the members from the City of Dover, to whom was referred House Bill No. 442, An Act relative to audits of the

accounts of the city of Dover, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred House Bill No. 168, An Act providing for released time from school attendance for religious education, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Kearns of Manchester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Kearns and Ecker of Manchester and Mrs. Brungot of Berlin spoke in favor of the motion.

Messrs. Rollins of Alton, Plumer of Bristol and Chivers of Plainfield spoke against the motion.

At 12:23 o'clock the Chair declared a recess until 1:15 o'clock.

Recess

After Recess

The House reconvened at 1:15 o'clock.

The question being on the motion to substitute offered by Mr. Kearns of Manchester.

(Discussion ensued)

(Mr. Tiffany of Concord in the Chair)

Messrs. Martel of Manchester, Ward 3, and Pillsbury of Manchester spoke in favor of the motion.

Messrs. Lessels of Concord, Bloomfield of Claremont, Jones of Lebanon and Eldredge of Exeter spoke against the motion.

Mr. Vaughan of Newport moved that further consideration of House Bill No. 168 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Mr. Duke of Hanover spoke in favor of the motion.

Mr. Pickett of Keene spoke against the motion.

Mr. Dana of Laconia moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion to indefinitely postpone.

Mr. Sheridan of Berlin demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 216

COOS COUNTY: Heath, Alls, Rix, Graham of Gorham, Cornelius, Swett of Lancaster, Potter, Hersom, Kidder, Stinson, Gould, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Persson, Shattuck, Clark of Derry, Gay of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Merrill, Rathbone, Spollette, Hunter, Lougee, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Parmenter, Sheehy, Sewall, Carter, Pinkham, Perkins, Palmer, Wood. Foote, Hayes, Wardwell, Blaisdell, Philbrick, Felch, Scamman.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, LaBonte, Dunnington, Webb, Connell, Brown of Durham, Littlehale, Stearns, Francoeur, Dawson, Moulton, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Tilton, Burbank, Dana, Varrell, Miner, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Thompson of Effingham, Lamprey, Willmott, Nickerson of Tamworth, Peaslee of Wakefield, Claflin.

MERRIMACK COUNTY: Phelps, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Allen, Davis of Concord, Henry, Cheney of Concord, Gibson, White of Concord, Lessels, Tiffany, Jewett, Saltmarsh, Barnard, Cilley, Maxham, Comi, Sargent, Bunten, Nutter, Broadhurst, Leonard, Mason, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman, Woodbury, Young, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Jennings, Poore, Adams of Greenfield, Crosby, Williams of Hollis, Warren, Green, Pettigrew, Danforth, Robb, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Cooper, Cummings, Ramsdell, Saunders, Record, Ayers, Locke, Thompson of New Ipswich, Dutton, Street, Eastman of Weare.

CHESHIRE COUNTY: Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Haley, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Faulkner, Farr, Oliver, Tolman, Ostlund, Yardley, Swett of Sullivan, Kershaw, Congdon, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Bradbury, Monblo, Desnoyer, Davis of Cornish, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Bucklin, Plumer, Peabody, Williams of Grafton, Nettleton, Bradley, Duke, Monahan, Larty, McMeekin, Morse, Chamberlain, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Collyer, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Barney, Anderson, Sawyer of Woodstock.

Nays, 112

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, LaCasse of Berlin, Placy.

ROCKINGHAM COUNTY: Tenney, Blair, LaBranche, Cheney of Newton, Barrett, Dondero, Payette, Sadler, Joyce, Russell of Portsmouth, Landrigan, Haigh, Peever, Willis.

STRAFFORD COUNTY: Blanchette, Desjardins, Morrison, LaCasse of Rochester, Valliere, Maloomian, Cormier, Malley.

BELKNAP COUNTY: Matheson, LaCaillade, McCarthy, Morin, Simoneau, Lucier.

CARROLL COUNTY: Morrill.

MERRIMACK COUNTY: Baron, Mahoney, Burke of Franklin, Kenney, Ayotte, Carpenter, DuDevoir, Mulaire, Thibeault of Pembroke.

HILLSBOROUGH COUNTY: Fortin, Abbott, Gallagher, Paul, Pillsbury, Dwyer, Martel of Manchester, ward 3, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, Burke of Manchester, LeClerc of Manchester, ward 7, Tessier, Champagne, Craig, Delisle, Morris, Bergeron, Gilmartin, Kearns, King, Hurley, Lafond, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Crowley, Belcourt, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Hines.

CHESHIRE COUNTY: Pickett.

SULLIVAN COUNTY: Angus.

GRAFTON COUNTY: Pryor, Graham of Canaan, Sanborn of Enfield.

Pairs

Mr. Terrill of Keene voting Yes, paired with Mr. Roy of Berlin voting No.

Mr. O'Shan of Laconia voting Yes, paired with Mr. Bushey of Northumberland voting No,

Mr. Richardson of Randolph voting Yes, paired with Mrs. St. Pierre of Rochester voting No.

Mr. Batchelder of Deerfield voting Yes, paired with Mrs. Prescott of Brentwood voting No.

Mrs. Lord of Gilford voting Yes, paired with Mrs. Ainley of Manchester voting No.

Mrs. Ayer of Pittsfield voting Yes, paired with Mrs. Carey of Manchester voting No.

Mr. Rice of Peterborough voting Yes, paired with Mr. Washburn of Alstead voting No.

Mr. Willey of Campton voting Yes, paired with Mr. Bouvier of Swanzey voting No.

And the motion to indefinitely postpone prevailed.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 446, An Act making temporary appropriations for expenses of the State of New Hampshire for the month of July, 1957.

Reports of the Committee on Engrossed Bills

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bills:

Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes.

Senate Bill No. 160, An Act relating to judgments rendered in Canadian Courts.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bill:

House Bill No. 142, An Act relative to taxation of real estate and personal property.

On motion of Mr. Scamman of Stratham the House adjourned from the morning session.

Afternoon session

On motion of Mr. Pickett of Keene the rules were so far suspended as to permit third reading of bills by title only and third reading of resolution by caption only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

Senate Bill No. 200, An Act relating to approved schools of hairdressing, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following House Bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 133, An Act to provide for the registration of private nursery schools.

House Bill No. 442, An Act relative to audits of the accounts of the city of Dover.

Resolution

Mr. Ecker of Manchester offered the following resolution:

Whereas, the General Court has now started the seventh month of the 1957 session and still has considerable work to complete, and

Whereas, seven new bills were introduced in the State Senate yesterday, the first day of July, and

Whereas, the length of the session may seriously interfere with the wedding plans of the President of the Honorable Senate, and

Whereas, the taxpayers of New Hampshire are paying at least $6,000 a day for our legislative deliberations, now therefore be it

Resolved, that the House of Representatives recess its daily sessions until such time as the State Senate has passed all the pending and proposed bills in that branch of the General Court.

The resolution was referred to the Committee on Fish and Game.

On motion of Mrs. Ainley of Manchester the House adjourned at 3:10 o'clock.

WEDNESDAY, JULY 3, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Bruce Berry, Pastor of the Chichester Methodist Church.

Our Heavenly Father:

We know that Thou art just in all Thy ways. Thy justice is shown in creation, in Thy plan of salvation, and, above all, in the sense of what is just implanted in the hearts and minds of men.

We know, Lord, as Thou dost know, that men are capable of great injustices. History and current events as well record the multitude of instances of man's inhumanity to man.

But we seek to be just in all that we do. We remember the words of the prophet Micah: "What doth the Lord require of thee, but to do justly, and to love mercy, and to walk humbly with thy God?" Help us to obey these inspired words today.

We pray in the Master's name. Amen.

Salute to the Flag

Mr. Duke of Hanover led the Convention in the salute to the flag.

House

Leaves of Absence

Mrs. Davis of Concord and Messrs. Jennings of Goffstown, Roberts of Conway and Hunter of Hampton were granted leave of absence for the day on account of important business.

Messrs. Bardol of Wilton and Champagne of Manchester were granted indefinite leave of absence on account of important business.

Personal Privilege

The Chair recognized Mrs. Brungot of Berlin on a point of personal privilege.

Senate Message

The Senate has passed a bill and joint resolution with the following title and caption, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways.

Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline and fuel oil prices in the state of New Hampshire.

Read and Referred

The following Senate bill and Senate joint resolution were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways. To the Committee on Public Works.

Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline and fuel oil prices in the

state of New Hampshire. To the Committee on Appropriations.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 440, An Act legalizing action taken at the meeting of the Reed's Ferry Village Water & Sewer District held March 25, 1957.

The Senate has requested the return from His Excellency, the Governor, of the following bill for further consideration:

House Bill No. 300, An Act providing for a first aid room in the state house.

The Senate had voted to concur with the House of Representatives in its amendments to the following entitled Senate bill:

Senate Bill No. 123, An Act prohibiting the trapping of beaver in the county of Coos and certain towns in Grafton county.

Committee Reports

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Bill No. 198, An Act relative to replacements in and extension of the heating plant system at the University of New Hampshire, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 5 of the bill by striking out said section and inserting in place thereof the following: 5 *Sale of Bonds or Notes.* All notes or bonds, except short term loans, issued under the provisions of this act shall be negotiated and sold by the treasurer by direction of the governor and council as they deem to be most advantageous to the state. The proceeds from the sale of such bonds shall be held by the state treasurer and paid out by him upon warrants drawn by the governor for the purpose of this act only and the governor, with the advice and consent of the council, shall draw his warrant for the payments from the funds provided by this act of all sums expended or due for the purposes herein authorized. All interest from such bonds shall be exempt from taxation within the state.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 5 of the bill by striking out the same and inserting in place thereof the following: 5. *Sale of Bonds or Notes.* All notes or bonds, except short term loans, issued under the provisions of this act shall be negotiated and sold by the treasurer by direction of the governor and council as they deem to be most advantageous to the state. The proceeds from the sale of such bonds shall be held by the state treasurer and paid out by him upon warrants drawn by the governor for the purpose of this act only and the governor, with the advice and consent of the council, shall draw his warrant for the payments from the funds provided by this act of all sums expended or due for the purposes herein authorized. All interest from such bonds shall be exempt from taxation within the state.

The report was accepted.

On motion of Mr. Bell of Plymouth reading of the amendment was dispensed with.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire and to be liquidated from income, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following: 5. *Sale of Bonds or Notes.* All notes or bonds, except short term loans, issued under the provisions of this act shall be negotiated and sold

by the treasurer by direction of the governor and council as they deem to be most advantageous to the state. The proceeds from the sale of such bonds shall be held by the state treasurer and paid out by him upon warrants drawn by the governor for the purpose of this act only and the governor, with the advice and consent of the council, shall draw his warrant for the payments from the funds provided by this act of all sums expended or due for the purposes herein authorized. All interest from such bonds shall be exempt from taxation within the state.

The report was accepted.

On motion of Mr. Bell of Plymouth, reading of the amendment was dispensed with.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Vaughan of Newport, for the Committee on Education, to whom was referred Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or re-elect a teacher, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend RSA 189:13-a as inserted by section 1 of the bill by striking out the word "three" in the third line and inserting in place thereof the word, one; further amend by inserting after the word "teacher" in the sixth line the words, who has taught for three or more years in the same school district and who has been, so that said section as amended shall read as follows:

189:13-a. *Failure to be Renominated or Re-elected.* Any teacher who has a professional standards certificite from the state board of education and who has taught for one or more years in the same school district shall be notified in writing on or before March 15 if he is not to be renominated or re-elected. A teacher who has taught for three or more years in the same school district and who has been so notified may request in writing within five days of receipt of said notice a hearing before the school board and may in said request ask for the reasons for failure to be renominated or re-elected and may further request that said hearing be public. The school board, upon receipt of said request, shall provide for a hearing on

the request to be held within fifteen days. At said hearing, the teacher and school board shall have the right to be represented by counsel. The school board shall issue its decision in writing within fifteen days of the close of the hearing.

The report was accepted.

The question being on the amendment.

(Discussion ensued)

Mr. Vaughan of Newport answered questions propounded by Mr. Lamprey of Moultonborough.

Mr. Lamprey of Moultonborough moved that further consideration of the bill be made a Special Order for Tuesday, July 9 at 11:01 o'clock.

Mr. Vaughan of Newport explained the amendment.

On a *viva voce* the motion for a Special Order did not prevail.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred Senate bill No. 158, An Act relating to probate courts, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 4 and inserting in place thereof the following:

4. *Takes Effect.* This act shall take effect July 31, 1957.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Currier of Rochester, for the Committee on Judiciary, to whom was referred Senate Bill No. 168, An Act relative to the sale of dangerous weapons, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Brown of Strafford, for the Committee on Judiciary, to whom was referred Senate Bill No. 190, An Act relative

to opening and closing of polls at primaries and biennial election in towns, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Tiffany of Concord, for the Committee on Judiciary, to whom was referred Senate Bill No. 197, An Act relative to cases transferred from juvenile court to the superior court, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Palmer of Plaistow, for the Committee on Ways and Means, to whom was referred Senate Bill No. 13, An Act providing special fees for privately owned school buses, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by striking out the figures "1957" and insert in place thereof the figure, 1958, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect as of April 1, 1958.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Report of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 446, An Act making temporary appropriations for expenses of the state of New Hampshire for the month of July, 1957.

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia state school.

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

Senate Bill No. 110, An Act relative to reports of fire insurance companies to the Board of Fire Control.

Senate Bill No. 154, An Act relative to lumber cut reports.

Resolution

Mrs. Mahoney of Concord offered the following resolution:

Whereas we deplore the practice of throwing litter along New Hampshire Highways, both because it mars the natural beauty of our illustrious state and because it is expensive to clean up this waste material, and

Whereas the New Hampshire Automobile Dealers Association is distributing 50,000 litter bags in an effort to stem this practice, therefore be it

Resolved, that the House of Representatives commend the Association for this effort and appeal to our citizens and our visitors, especially over the holiday, to join in this effort to Keep New Hampshire Clean and Green.

On a *viva voce* vote the resolution was adopted.

Committee Report

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred House Bill No. 406, An Act to establish the New Hampshire Distributing Agency, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *New Chapter.* Amend RSA by inserting after chapter 8 the following new chapter:

Chapter 8-A

New Hampshire Distributing Agency

8-A:1. *Agency Established.* For such period of time as surpluses and/or donated commodities of any kind are made available for a distribution to the state by any department, division, or agency of the United States government there shall be within the department of administration and control an agency to be known as the New Hampshire Distributing Agency.

8-A:2. *Director.* The comptroller, subject to the approval of the governor, shall appoint a director of the distributing agency. Said director shall be the executive head of

the agency and administer its affairs with the advice and counsel of the comptroller. Said director shall hold office during good behavior provided that upon the dissolution of said agency as provided by section 9 the term of office of the director shall terminate, and provided further that he may be removed under the provisions of RSA 4:1.

8-A:3, *Deputy Director.* The director, subject to the approval of the comptroller shall appoint a deputy director who shall assist the director of the agency and perform such duties as the director may require.

8-A:4. *Salaries.* The annual salary of the director of the agency shall be sixty-eight hundred and ninety dollars, and an annual increase of two hundred and eight dollars to a maximum of seventy-nine hundred and thirty dollars. The annual salary of the deputy director shall be sixty-seven hundred and ninety dollars and an annual increase of one hundred and eighty-eight dollars to a maximum of seventy-seven hundred and thirty dollars. Officials named in this section shall be placed in the corresponding steps as their length of service justifies, and in accordance with RSA 94.3.

8-A:5. *Personnel.* The director shall, subject to the approval of the comptroller within the limits of the state personnel system and agreement with the federal agencies concerned appoint such classified personnel as may be found necessary to efficiently and economically operate the agency.

8-A:6. *Duties.* Subject to the supervision of the comptroller the director shall organize and supervise the office staff of the agency; shall request, transport, receive, warehouse, allocate, enforce compliance and deliver where deemed expedient any federal surpluses made available to the state by the federal government. The director is authorized subject to approval by the comptroller to execute all contracts, agreements, leases or other documents necessary for the operation of the agency in accordance with regulations and directives of the federal government.

8-A:7. *Financing.* The director for the agency subject to approval by the comptroller is authorized to assess fair and equitable charges against any recipients receiving any donated surpluses from the agency. Such charges shall be sufficiently

high to defray all administrative, warehousing, processing, distribution and transportation costs incurred by the agency and to allow the accumulation of a working capital reserve equal to the cost of six months' operation of the agency. The work of the agency shall be so conducted that there is no expense on the state. The integrity of the funds accumulated in each program and the expenditures thereof shall be maintained on the books of the agency, the comptroller, and the office of the state treasurer at all times.

8-A:8. *Expenditures.* Expenditures from funds raised by assessments shall be limited to personal salaries of individuals directly connected with the distribution of donated commodities, travel expenses of such personnel, supplies, equipment, warehousing and/or storage costs, labor and transportation costs, and such other related costs as may be required to effect orderly distribution of commodities, from the consignee point of delivery or point of origin to the ultimate point of consumption.

8-A:9. *Dissolution.* In the event the agency is dissolved due to the failure to receive surpluses for distribution the cash reserves shall be pro rated back to the recipients who contributed to such reserves during the previous three years.

2. *Transfer of Personnel and Property.* All personnel now employed by the New Hampshire distributing agency as an agency set up by executive order of the governor and council shall be transferred and become the personnel of the New Hampshire distributing agency as established by RSA 8-A. All appropriations provided by the budget acts for the fiscal years ending June 30, 1958 and June 30, 1959 under the paragraph for surplus food and commodities distribution as well as any balances of accumulated funds shall be available for the agency hereby established. All records, letters, contracts, agreements and other property relating to and now pending in the original agency are hereby transferred without prejudice to the agency established hereunder and all agreements and contracts with the federal government with reference to surplus commodities and/or property made by the former agency and now in force, shall continue and be binding upon the agency hereby established until changed hereafter.

3. *Takes Effect.* This act shall take effect as of July 1, 1957.

The report was accepted.

The amendment having been printed in the Calendar of yesterday's Journal, reading of the amendment was dispensed with.

On a *viva voce* vote the amendment was adopted.

(Discussion ensued)

House Bill No. 406 as amended was referred to the Committee on Appropriations under the rules.

Mrs. Brungot moved that copies of today's Journal be mailed to the members over the week end.

On a *viva voce* vote the motion prevailed.

Resolutions

Mr. Pickett of Keene offered the following resolution:

Whereas, we have learned that today is the twenty-fifth wedding anniversary of Mr. and Mrs. Lorenzo P. Gauthier of Manchester, therefore be it

Resolved, that we the members of the House of Representatives do hereby extend our best wishes to this happy couple and our hope that they may live to celebrate their fiftieth anniversary, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mr. and Mrs. Gauthier.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Pickett of Keene offered the following resolution:

Whereas, Arthur E. Thibodeau of Ward 13, Manchester, has been appointed Fire Commissioner for the city of Manchester, and

Whereas, Mr. Thibodeau is presently a member of this House of Representatives from Ward 13, therefore be it

Resolved, that we do hereby congratulate our fellow member upon his appointment and hope that he may have a successful term in his new position, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mr. Thibodeau.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene, the rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time; that third reading of bills be by title only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

The following Senate bills were severally read a third time, passed, and sent to the Senate for concurrence in the House amendments:

Senate Bill No. 13, An Act providing for special fees for privately owned school buses.

Senate Bill No. 158, An Act relating to probate courts.

Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or re-elect a teacher.

The following Senate bills were severally read a third time, passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 197, An Act relative to cases transferred from juvenile court to the superior court.

Senate Bill No. 190, An Act relative to opening and closing of polls at primaries and biennial election in towns.

Senate Bill No. 168, An Act relative to the sale of dangerous weapons.

The following House Bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income.

House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire.

House Bill No. 198, An Act relative to replacements in and extension of the heating plant system at the University of New Hampshire.

On motion of Mrs. Gordon of Jaffrey the House adjourned at 12:02 o'clock.

TUESDAY, JULY 9, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom Tucker, Associate Minister of the First Congregational Church of Concord.

Our Father, God, Thou who art the mighty actor in the affairs of history, yet never far from the hearts of anyone of us; refresh us with Thy Holy Spirit that we may see that our feet inhabit holy ground, and that our words and thoughts can not be hidden from Thy scrutiny. May Thy presence be so real to us that we will be more diligent in study, more pure in motivation, more sensitive to what is needful this day, and more zealous to do Thy will rather than our own. May our concern for program be grounded always in our concern for persons; and may our concern for persons be founded upon the rock of love and forgiveness. These prayers we speak that we may prepare ourselves to hear Thy voice and to find the courage to discharge our responsibilities in the faith of Jesus Christ our Lord, in whose name we pray. Amen.

Salute to the Flag

Mr. Cornelius of Lancaster led the Convention in the salute to the flag.

House

Leaves of Absence

Mr. Hambleton of Goffstown was granted leave of absence for the week on account of important business.

Messrs. Pinkham of Northwood and Shattuck of Danville were granted leaves of absence for the day on account of important business.

Mr. Batchelder of Deerfield was granted leave of absence until July 19 on account of important business.

Opinions of the Justices of the Supreme Court

The Clerk announced receipt of the following opinions:

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following opinion with respect to the constitutionality of House Bill No. 402, entitled, "An Act relative to exemptions from the stock-in-trade tax." House Bill No. 402 would exclude from the category of taxable stock-in-trade: "personal

property in transit through this state as manufactured goods, wares, seed, feed, fertilizer, tools, supplies and merchandise which is consigned to a warehouse within the state from outside the state for storage or assembly in transit to a final destination outside the state, whether such destination is specified before or after the transportation thereof begins, shall not be taxed as stock-in-trade provided that said property in transit shall not remain in the state for more than nine months."

Over one hundred years ago Chief Justice Parker speaking for this Court said, "There is no doubt that the Legislature may provide, by general laws, for the exemption of certain classes of property from taxation, as well as exempt it, in fact, by omitting it in the description of property required to be taxed." *Brewster* v. *Hough & a.*, 10 N. H. 138, 142. See *Canaan* v. *District*, 74 N. H. 517; *Opinion of the Justices*, 76 N. H. 609.

The problem of the Legislature in selecting the proper subjects for taxation is a difficult one (*Opinion of the Justices*, 82 N. H. 561, 570, 575) since such selection produces an unequal distribution of the tax burden. But this inequality does not defeat that power since it is the result of every classification. *Id.* "In the selective process of classifying certain property for taxation and exempting other property the Legislature has a wide discretion which will be sustained 'provided just reason exists for the selection made.'" *Opinion of the Justices*, 95 N. H. 548, 550.

Just reason for excluding the personal property described by the bill from the classification of taxable stock-in-trade may be thought to exist because the excluded property includes goods in interstate commerce and goods temporarily warehoused within the state for not more than nine months which are types of property frequently classified in other states as nontaxable. See *Opinion of the Justices*, 95 N. H. 548, 551; *Opinion of the Justices*, 97 N. H. 533, 536.

In our opinion House Bill No. 402 does not conflict with our Constitution.

FRANK R. KENISON
LAURENCE I. DUNCAN
AMOS N. BLANDIN, Jr.
EDWARD J. LAMPRON
STEPHEN WHEELER

July 9, 1957.

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following reply to your request for advice upon the question of whether the proposed amendment to RSA 39:2 as contained in Senate Bill No. 149 appears to be in conflict with the Constitution.

The specific issue upon which advice is sought, as we understand it, can be stated as follows: If RSA 39:2 were amended as proposed, when an article in a town warrant called for the appropriation of a specific sum of money for a specific purpose and the voters acting thereunder voted to raise and apropriate a larger sum than that called for in the article would the statute permitting such action violate the constitutional rights of taxpayers? The question assumes that in those towns where the Municipal Budget Law (RSA ch. 32) is in force the total amount appropriated at the meeting would not exceed the limitations therein provided. RSA 32:8, 9.

The answer to this inquiry is in the negative, that is, a town could be authorized to so vote without violating the Constitution or the constitutional rights of any taxpayer.

Towns have only such powers as are granted to them by the State. *Leavitt* v. *North Hampton*, 98 N. H. 193, 197. They are bound by the limits imposed upon them by the Legislature from whom they derive their powers. *Moulton* v. *Beals*, 98 N. H. 461, 466; *State* v. *Goffstown*, 100 N. H. 131, 133.

RSA 31:4 provides that "Towns may at any legal meeting grant and vote such sums of money as they judge necessary for the following purposes." We are assuming in our answer that the object of the proposed appropriation is one that is duly authorized and that other applicable statutory provisions have been complied with.

RSA 39:2 provides that "The subject matter of all business to be acted upon at the town meeting shall be distinctly stated in the warrant, and nothing done at any meeting . . . shall be valid unless the subject thereof is so stated." It has long been the law of this state that the purpose of this requirement "is to inform the inhabitants of the business upon which they are called to act in the meeting, — 'to bring before the town substantially and intelligently the subject with which it has to deal.'" *Sawyer* v. *Railroad*, 62 N. H. 135, 158; *Tucker* v. *Aiken*, 7 N. H. 113, 125, 126. If the proposed bill were enacted the amendment itself would inform interested

persons that the meeting might lawfully appropriate a sum larger than that specificed by the warrant. It is our opinion that it may be provided by statute that the specific sum of money called for by the warrant can be increased by the vote of the town without violating the Constitution or the constitutional rights of taxpayers.

FRANK R. KENISON
LAURENCE I. DUNCAN
AMOS N. BLANDIN, Jr.
EDWARD J. LAMPRON
STEPHEN WHEELER

July 9, 1957.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 186, An Act relative to the acceptance of federal aid for preservation of roadside scenery on the interstate highway system.

Senate Bill No. 198, An Act relative to repair of town highways and to provide for disposal of certain records of the public works department.

Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon School District and to permit it to borrow a certain sum of money.

Senate Bill No. 203, An Act relative to the appeal of Frederick C. Pearson, Jr. and Avis G. Pearson from taking and award by State of New Hampshire.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 198, An Act relative to repair of town highways and to provide for disposal of certain records of the public works department. To the Committee on Municipal and County Government.

Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon School District and to permit it to borrow a certain sum of money. To the Committee on Education.

Senate Bill No. 203, An Act relative to the appeal of Frederick C. Pearson, Jr. and Avis G. Pearson from taking and award by State of New Hampshire. To the Committee on Judiciary.

Senate Bill No. 186, An Act relative to the acceptance of federal aid for preservation of roadside scenery on the interstate highway system. To the Committee on Judiciary.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes.

House Bill No. 433, An Act relative to Troy Water Works.

Taken from the Table under Rule 48

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the State of New Hampshire, was taken from the table.

The question being on the amendment as printed on pages 6 through 10 of the Journal for Tuesday, July 2.

On a *viva voce* vote the amendment was adopted.

Mr. Bigelow of Warner offered the following further amendment:

Amend Paragraph VIII of section 1 of the bill by inserting after the words and figures "Well—Millar Park 2,301," the words and figures, Pillsbury Park 28,190. Further amend said paragraph by striking out the figures of the total "46,218" and inserting in place thereof the figures, 85,408.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2. *Recreational.* The sum of seven hundred and sixty thousand five hundred dollars is hereby appropriated for the recreational division as follows:

Addition to valley station — Cannon Mt.	$64,000
Cannon mountain — "T" bar	71,000
Sunapee "T" bar	40,500
Peabody slopes building	45,000
Sunapee base station	65,000

Tent camping expansion	25,000
Page site development — Winnipesaukee	200,000
Kona site development — Winnipesaukee	250,000
Total	$760,500

The question being on the amendment.

(Discussion ensued)

Messrs. Bigelow of Warner and Monahan of Hanover spoke in favor of the amendment.

Mr. Chandler of Bartlett spoke against the amendment.

Mr. Bigelow of Warner withdrew the pending amendment and offered the following further amendment:

Amend paragraph VIII of section 1 of the bill by inserting after the words and figures "Well—Millar Park 2,301," the words and figures, Pillsbury Park 28,190. Further amend said paragraph by striking out the figures of the total "46,218" and inserting in place thereof the figures, 85,408.

Amend the bill by striking out section 2 and inserting in place thereof the following:

2. *Recreational.* The sum of one hundred fifty-seven thousand one hundred ninety dollars is hereby appropriated for the recreational division as follows:

Addition to valley station — Cannon Mt.	$64,000
Total	157,190

The question being on the amendment.

(Discussion ensued)

Messrs. Bigelow of Warner and Willey of Campton spoke in favor of the amendment.

Messrs. Pillsbury of Manchester and Cole of Lebanon spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. McMeekin of Haverhill the rules were so far suspended as to place the bill on third reading and final passage at the present time by title only.

House Bill No. 376 was read a third time and passed and sent to the Senate for concurrence.

Committee Reports

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred Senate Bill No. 49, An Act relative to the industrial park authority, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. McCullough of Keene, for the Joint Committee on Appropriations and Resources, Recreation and Development, to whom was referred Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 5 of the bill by striking out the same and inserting in place thereof the following: 5. *Appropriation.* The unexpended balance of the appropriation of $250,000 for acquisition of land and improvements thereon at Spofford Lake as provided by section 2, chapter 337, Laws of 1955, is made available and may be expended for the acquisition of lands and improvement thereon at the recreational site in the Monadnock region as acquired under the authority of this act. This site in the Monadnock region is acquired under the authority of this act. This unexpended balance shall be a continuing appropriation and shall not lapse.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Bill No. 332, An Act relative to hospital licensing, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stearns of Durham, for the Committee on Education, to whom was referred House Bill No. 217, An Act relating to school building aid, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 217 by striking out section 1 and inserting in place thereof the following:

1. *School Building Aid.* Amend RSA 198:15-b (supp) as inserted by 1955, 335:9 by striking out said section and inserting in place thereof the following: 198:15-b. *Amount of Annual Grant.* The amount of the annual grant to any school district duly organized, any city maintaining a school department within its corporate organization, and any cooperative school district as defined in RSA 195:1, shall be a sum equal to thirty per cent of the amount of the annual payment of principal on all outstanding loans of the school district, city or cooperative district heretofore or hereafter issued for the cost of construction of school buildings, to the extent approved by the state board of education, provided that the amount of the annual grant in the case of a cooperative school district (as defined in RSA 195:1) shall be forty per cent plus five per cent for each pre-existing district in excess of two, and provided further that no cooperative school district shall receive an annual grant in excess of fifty-five per cent. For the purposes of computing grants hereunder the amount of the annual payment of principal shall be increased by an amount equal to the amount of capital reserve and/or the amount raised by taxation which was actually expended in the construction of the school building divided by the number of years for which bonds or notes were issued to provide funds for such school building. For the purposes of this subdivision construction shall include the acquisition and development of the site, construction of a new building and/or additions to existing buildings including alterations providing additional pupil capacity, architectural and engineering fees, purchase of equipment and any other costs necessary for the completion of the building as approved by the state board of education.

Further amend the bill by striking after section 1 the following new section:

2. Amend RSA 198:15-d (supp) as inserted by 1955, 335:9 by striking out said section and inserting in place thereof the following: 198:15-d. *Time of Computation of Grant.* As of June 30th in each year, the state board of education shall cause to be computed the amount of the annual grants for school building aid to be paid to eligible school districts in the succeeding fiscal year. The computation shall be based

upon the total of approved costs of construction of school buildings for which loans are outstanding in each school district for the fiscal year in which the computations are made.

Further amend the bill by renumbering sections 2 and 3 to read 3 and 4.

The report was accepted.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Pillsbury of Manchester offered the following further amendment:

Amend the bill by inserting after section 3 the following new section:

4. Amend RSA 198:15-f (supp) by striking out said section and inserting in place thereof the following:

198:15-f. A school district operating a high school with an approved program in grades 9-12, or any part thereof, will be entitled to an additional 2½% grant for each school district which sends at least a majority of its high school pupils to the resident high school, provided that the number being sent from any one district must be in excess of five to qualify for such a grant. To take effect the second year of the biennium, 1958-59, if unrestricted general fund revenue for the fiscal year ending June 30, 1958, shall exceed the sum of $19,762,000, a sum not exceeding sixty thousand dollars is hereby appropriated for the purpose of school building aid hereunder.

Further amend the bill by renumbering section 4 to read section 5.

The question being on the amendment.

(Discussion ensued)

Messrs. Pillsbury of Manchester and Vaughan of Newport spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Eastman of Exeter, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 174, An Act relative to use of funds held by the

trustees of the Boscawen Academy in Boscawen, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of the bill by striking out the word "education" in the eighth line and inserting in place thereof the word, schools, and by adding at the end of said section the words, the trustees shall report fully on an annual basis to the selectmen to the school board of Boscawen and their report shall be printed annually in the Boscawen Town Report, so that said section as amended shall read as follows:

1. *Boscawen Academy.* Amend section 2 of chapter 144 of the Laws of 1872, which act was in amendment of the charter of the Trustees of the Boscawen Academy in Boscawen, by striking out said section and inserting in place thereof the following: Sect. 2. The proceeds of such sale shall be securely invested in such securities and in such a manner as the majority of said board of trustees may direct, and the annual income thereof shall be applied under the direction of said trustees for the support of schools in Boscawen School District. The trustees shall report fully on an annual basis to the selectmen to the school board of Boscawen and their report shall be printed annually in the Boscawen Town Report.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Rules Suspended

On motion of Mr. Pillsbury of Manchester the rules were so far suspended as to vacate the order whereby House Bill No. 217, An Act relating to school building aid, was referred to the Committee on Appropriations and the bill was placed on third reading and final passage at the present time by title only.

House Bill No. 217 was read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Pickett of Keene the rules were so far suspended as to place Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area, on third reading and final passage at the present time by title only.

Senate Bill No. 192 was read a third time, passed and sent to the Senate for concurrence.

Committee Reports (continued)

Mr. Ecker of Manchester, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 403, An Act relative to transfer of permanent motor vehicle inspectors who are present members of the state employees' retirement system to the policemen's retirement system, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Loizeaux of Plymouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 439, An Act relative to accident reports filed with the public utilities commission, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. McMeekin of Haverhill, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. McMeekin of Haverhill explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Payette of Portsmouth, for the Committee on Executive Departments and Administration, to whom was referred House Bill No. 388, An Act establishing the New Hampshire State Port Authority, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend 271-A:1 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following: 271-A:1 *Authority Established.* There shall be a New Hampshire State Port Authority, consisting of and

governed by a board of seven members, five of whom shall be appointed by the governor, with the advice and consent of the council. At least three of said appointive members shall be residents of the cities and towns of the seacoast region or tidal waters and each shall serve for a term of five years, providing that of the first appointments hereunder one shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years and one for a term of five years. Said members shall serve until their successors are appointed and qualified. Any vacancy occurring in the membership of the appointive members shall be filled by the governor and council for the unexpired term. In addition to the five appointive members the following officers shall be, by virtue of their offices, members of said board: the executive director of the planning and development commission, and the executive secretary of the seacoast regional development association. The board shall elect one of its members as a chairman, and one as a vice-chairman. The executive secretary of the seacoast regional development association shall act as secretary. The members of the board shall receive no compensation for their services; but their reasonable expenses, incurred in the performance of their duties, shall be paid by the state. The board shall have the right to adopt a common seal and to alter same, and to establish by-laws and regulations for the management of its affairs within the meaning of this chapter and the laws of the state. The board shall have its principal place of business in Portsmouth, New Hampshire.

Amend paragraph I of 271-A:2 as inserted by section 1 of said bill by striking out the words "furnish and in facilitating the establishment of marines and other" and inserting in place thereof the words, encourage the establishment of, so that said paragraph as amended shall read as follows:

I. Plan for the maintenance and development of the ports, harbors and navigable tidal rivers of the state of New Hampshire from the head of navigation to the seaward limits within the jurisdiction of the state, in order to foster and stimulate commerce and the shipment of freight through the state's ports and, as an agency of the state, to assist shipping, and commercial and industrial interests that may depend on the sea for transport of products, including such interests as

may be desirous of locating in tidewater areas of the state; as well as to encourage the establishment of accommodations for the boat traveller, the area boat owners, the pleasure fishermen, and others who pass up and down our coast line or in its tributaries:

Amend paragraph IV of 271-A:2 as inserted by section 1 of said bill by striking out the same.

Amend paragraph II of 271-A:3 as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

II. Establish offices for the transaction of its business at such places as, in the opinion of the authority, shall be advisable and necessary in carrying out the purpose hereof:

Amend paragraph III of 271-A:3 as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

III. Be authorized and empowered to appoint and compensate harbor masters at Hampton, Rye, New Castle, Portsmouth, and Newington who will enforce the directives of the authority, such as the placement of moorings, the assignment of anchorage areas and the movement of traffic:

Amend 271-A:4 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

271-A:4. *Rules and Regulations.* Said authority may make such ordinances, rules and regulations touching port captains, pilots and pilotage, harbors and harbor masters, for the harbors of the state as it may deem proper and from time to time may modify, rescind or alter the same. Said rules and regulations shall have the force and effect of law. Said authority shall fix the fees pilotage and a table of such fees shall be attached to the commission of each pilot. The fees as previously established and in force at the effective date of this chapter shall continue until the authority shall otherwise order.

Amend 271-A:6 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

271-A:6. *Authority of Pilot.* Any pilot appointed by the

authority who has given security for the faithful discharge of his duties, may take charge of any vessel, except pleasure, coasting and fishing vessels of United States registry of one hundred and fifty registered or enrolled tons and under, and except as provided in section 7, and shall pilot such vessel into or out of the river and harbor of the Piscataqua, first showing to the master thereof his appointment, if requested.

Amend 271-A:8 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

271-A:8. *Harbor-Masters.* The harbor masters appointed by the authority shall have authority, under the supervision of the authority, to oversee the harbor for which he was appointed master, to preserve and regulate navigation within said waters, to assign moorings, require the same to be kept in safe condition, to require the removal of vessels if necessity or an emergency arises, and to inquire into and prosecute all offenses occuring within his jurisdiction, and to perform such duties and enforce such regulations as the authority shall prescribe.

Amend 271-A:9 as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

271-A:9. *Penalty.* Whoever violates any of the rules or regulations of the authority promulgated under the authority of this chapter, or refuses or neglects to obey the lawful and reasonable orders of a harbor-master, or resists him in the execution of his duties, shall be fined not more than fifty dollars. All fines collected under the provisions of this section shall be forwarded to the port authority and by it applied to the salaries of the harbor-masters.

Further amend said bill by inserting after 271-A:10 the following new sections:

271-A:11. *Authorization to establish Foreign Trade Zones and Free Port Areas.* I. Said authority shall be and hereby is authorized to make application to the Secretary of Commerce of the United States for the purpose of establishing, operating and maintaining foreign-trade zones in the area herein described, under the act of Congress passed at the second session of the 73rd Congress, providing for the estab-

lishment, operation and maintenance of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes.

II. Said authority shall have full power and authority to select and describe the location of the zone for which application to establish may be made and to make such rules and regulations concerning the operation, maintenance and policing of same as may be necessary to comply with the Act of Congress creating said foreign-trade zones, or as may be necessary to comply with such rules and regulations, made in accordance with the Acts of Congress, relating to foreign-trade zones.

III. Said authority shall have full power and authority to lease the right and/or erect, maintain and operate any structures or buildings or enclosures as may be necessary or proper for the establishing and operating any such foreign-trade zones that might be established in the area herein described under and by virtue of said act of the second session of the 73rd Congress.

IV. The authority hereby granted to said New Hampshire State Port Authority confers on said port authority the right and duty to do all things necessary and proper to carry into effect the establishing, maintaining and operating of foreign-trade zones within the area herein described to comply in full with the provisions of said Act of Congress, and all regulations that might be made thereunder.

V. The New Hampshire State Port Authority shall have the power and the duty to establish an area in and around the ports, harbors, and navigable tidal rivers of the state of New Hampshire wherein personal property in transit shall be exempt from the provisions of the stock-in-trade tax and such other taxes and customs as are normally levied in a port of entry. For the purpose of this section personal property in transit through the areas established by the port authority is defined as follows: goods, wares, and merchandise which is (1) moving in interstate or international commerce through or over the areas hereinbefore established, or (2) which was consigned to a warehouse, public or private, within the state, from outside the state of New Hampshire, whether specified when transportation begins or afterward. Such property shall not be deprived of exemption because while in the warehouse the property is assembled, bound, joined, processed, dis-

assembled, divided, cut, broken in bulk, relabeled or repackaged. The exemption granted shall be liberally construed to effect the purposes of this act. Provided, however, that the warehouse in which said goods, wares or merchandise be stored be not owned, in whole or in part, by either the consignee or consignor.

271-A:12. *Severability.* If any provision of this chapter shall be held invalid the remainder of the chapter shall not be affected thereby.

Further amend said bill by striking out sections 2, 3 and 4 and inserting in place thereof the following:

2. *Transfer of Funds.* The balance of any funds made under the authority of RSA 12:11 for the use of the Port of Portsmouth Advisory Committee is hereby transferred to and made available for expenditure by the port authority established by RSA 271-A.

3. *Repeal.* RSA 12:10 and RSA 12:11 relative to the Port of Portsmouth Advisory Committee are hereby repealed except as to the appropriation thereunder which is hereinabove transferred. The Port of Portsmouth Advisory Committee is hereby abolished. Sections 1 to 7, inclusive of RSA 271 and sections 10 to 16, inclusive of RSA 271, relative to pilots and harbor masters are hereby repealed.

4. *Takes Effect.* This act shall take effect as of September 1, 1957.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 141, An Act relative to season for taking wild deer, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of the bill by striking out said title and inserting in place thereof the following:

An Act relative to possession of wild deer meat.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. Amend RSA 208:9 by striking out the sentence after

the words "freezer locker" in the sixth line and inserting in place thereof the following: Possession of wild deer or any part of the carcass thereof without section A-2 of the license being attached as stipulated in section 16 hereof and otherwise as permitted in this section or by special permission or tag of the director or his agent shall be *prima facie* evidence that the same was unlawfully taken, so that such section as amended shall read as follows:

208:9. *Possession of Deer.* Wild Deer, or any part of the carcass thereof, lawfully taken may be possessed until February first next following the date when taken, and not otherwise except as provided herein for frozen meat and as otherwise permitted by the director. Any part of the carcass of wild deer solidly frozen may be possessed during the closed season on deer in a freezer locker. Possession of wild deer or any part of the carcass thereof without section A-2 of the license being attached as stipulated in section 16 hereof and otherwise as permitted in this section or by special permission or tag of the director or his agent shall be *prima facie* evidence that the same was unlawfully taken. A person may bring into and possess in this state deer lawfully taken in another state, provided such person shall obtain from the director within ten days after bringing such deer into this state a permit to possess such deer.

2. *Takes Effect.* This act shall take effect sixty days after passage.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 324, An Act relative to taking of clams, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act providing for regulations for the taking of clams, clam worms and oysters.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Regulations for Taking.* Amend RSA 211, as amended by 1957, 176:1 by inserting after section 60 the following new sections: 211:61. *Clams.* The advisory committee on shore fisheries as appointed under RSA 211:60 may recommend to the fish and game commission such rules and regulations as may be necessary for the propagation, preservation and taking of clams, clam worms and oysters and provide penalties for violation thereof.

211:62. *Authority for Taking.* The director of the fish and game department upon advice of the advisory committee and fish and game commission shall have the authority to determine length and size limits for legal taking, areas to be opened or closed to taking, and the manner of taking clams, clam worms and oysters in the coastal area of the state.

211:63. *Hearings as to.* Such regulations shall become effective January first following public hearing before the advisory committee and fish and game commission, to be held at least ninety days prior to January first.

211:64. *Penalty.* Whoever violates a provision of the rules and regulations promulgated by the director of the fish and game commission, as hereinbefore provided, relative to taking or possessing clams, clam worms and oysters shall be fined not more than ten dollars.

2. *Repeal.* RSA 211:51 (supp) as amended by 1955, 308:1, RSA, 211:52 (supp) as amended by 1955, 308:2, RSA 211:56 (supp) as amended by 1955, 308:10, 211:56-a (supp) as inserted by 1955, 308:6 relative to clams, clam worms and oysters and RSA 211:57 (supp) as amended by 1955, 308:4 are hereby repealed.

3. *Takes Effect.* This act shall take effect sixty days after its passage except section 2 which shall become effective January first, 1958.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 357, An Act providing a uniform season for taking wild deer, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the bill by striking out the title and inserting in place thereof the following: An Act relative to opening season at Bear Brook.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Bear Brook.* Amend RSA 212:13 by striking out the words "November fifteenth" in the ninth line and inserting in place thereof the words, October first, so that said section as amended shall read as follows: 212:13. *Bear Brook Refuge.* The limitations as to the area within refuges on publicly owned lands and as to distances between refuges as provided for in section 11 of this chapter shall not prohibit the establishment of a game refuge on the Bear Brook area so-called in the towns of Allenstown, Deerfield, Candia and Hooksett transferred from the United States to the state of New Hampshire for public park, recreational and conservation purposes, provided that not less than two thousand acres within the boundaries of the area shall be open to hunting according to the laws of this state from October first to March fifteenth and that all of said area shall be open to fishing in accordance with the laws of this state. If such a refuge is established, the expense of policing the refuge shall be assumed by the director.

2. *Takes Effect.* This act shall take effect October 1, 1957.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Barney of Rumney, for the Committee on Resources, Recreation and Development, to whom was referred Concurrent Resolution concerning the establishment of a zoo at Lake Sunapee State Park, having considered the same, reported the same with the following amendment, and the recommendation that the Concurrent Resolution as amended ought to pass:

Amend the title of said Concurrent Resolution by striking out the word "Lake" and inserting in place thereof the word, Mount, so that said title as amended shall read as follows: Concurrent Resolution

Concerning the establishment of a zoo at Mount Sunapee State Park.

Amend the concurrent resolution by striking out the word "Lake" in the third line and inserting in place thereof the word, Mount, so that said resolution as amended shall read as follows:

That the Governor and Council appoint a committee of five citizens of the state of New Hampshire to examine into the feasibility of establishing a zoo at Mount Sunapee State Park. Said committee shall serve without pay and shall report their findings upon the subject to the next session of the general court.

The report was accepted.

On a *viva voce* vote the amendment was adopted.

The question being on the concurrent resolution as amended.

On a *viva voce* vote, the Chair was in doubt.

On a second *viva voce* vote the concurrent resolution as amended was adopted.

Mrs. St. Pierre of Rochester, for the Committee on Appropriations, to whom was referred House Bill No. 333, An Act relative to mileage allowance for members of the general court, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mrs. Brungot of Berlin moved that the words "Ought to pass" be substituted for "Inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mrs. Brungot of Berlin spoke in favor of the motion.

(Mr. Young of Pittsfield in the Chair)

Mr. Bell of Plymouth spoke against the motion.

Mr. Danforth of Manchester spoke in favor of the motion.

(Speaker in the Chair)

Miss Collyer of Lisbon, Mrs. Dondero of Portsmouth and Messrs. McMeekin of Haverhill, Young of Pittsfield, Lamprey of Moultonborough, Pickett of Keene and Geisel of Manchester spoke in favor of the motion.

Mrs. Davis of Concord and Messrs. Malley of Somersworth and Cole of Lebanon spoke against the motion.

The question being on the motion to substitute "Ought to pass" for "Inexpedient to legislate".

On a *viva voce* vote the motion to substitute prevailed.

The question now being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

At 1:00 o'clock the Chair declared a 45 minute recess.

Recess

After Recess

The House reconvened at 1:45 o'clock.

Report of the Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court.

House Bill No. 433, An Act relative to Troy Water Works.

House Bill No. 440, An Act legalizing action taken at the meeting of the Reed's Ferry Village Water & Sewer District held March 25, 1957.

SB 123, An Act prohibiting open season for taking beaver in the county of Coos and certain towns in Grafton county.

Senate Bill No. 168, An Act relative to the sale of dangerous weapons.

Senate Bill No. 190, An Act relative to opening and closing of polls at primaries and biennial election in towns.

Senate Bill No. 197, An Act relative to cases transferred from juvenile court to the superior court.

Senate Bill No. 200, An Act relating to approved schools of hairdressing.

Committee Reports

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 271, An Act appropriating additional sums for aid to school districts and the University of New Hampshire and for increasing the

general funds of the state, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Mott of Newington moved that the words "ought to pass with amendment" be substituted for "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mrs. Lord of Gilford and Messrs. Mott of Newington, McMeekin of Haverhill, Lamprey of Moultonborough and Davis of Conway spoke in favor of the motion.

Mr. Pillsbury of Manchester moved that further consideration of House Bill No. 271 be indefinitely postponed.

The question being on the motion.

Mr. Pillsbury of Manchester spoke in favor of the motion.

(Discussion ensued)

Mrs. Dondero of Portsmouth and Messrs. Kearns of Manchester, Pickett of Keene, Geisel of Manchester, King of Manchester and Malley of Somersworth spoke in favor of the motion.

The question being on the motion to indefinitely postpone.

Mr. Davis of Conway demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 245

CARROLL COUNTY: Roberts, Thompson of Effingham, Nickerson of Tamworth, Peaslee of Wakefield.

MERRIMACK COUNTY: Baron, Phelps, Vaughn of Bow, Davis of Concord, Henry, Cheney of Concord, Barnard, Cilley, Comi, Sargent, Burke of Franklin, Kenney, Leonard, Carpenter, DuDevoir, Mulaire, Gay of New London, Thibeault of Pembroke, Woodbury, Young, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Jennings, Poore, Adams of Greenfield, Fortin, Pickering, Abbott, Gallagher, Paul, Ainley, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Dewey, Geisel, Pillsbury, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan,

Winston, Healy of Manchester, ward 5, Smith of Manchester Walsh, Callahan, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7, Tessier, Craig Delisle, Cary, Morris, Gilmartin, Kearns, King, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Christy, Crowley, Leclerc of Manchester, ward 14, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Cooper, Cummings, Saunders, Record, Thibault of Nashua, Belcourt, Trombly, Ayers, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Sweeney, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Locke, Thompson of New Ipswich, Rice, Street.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Brown of Keene, Codding, Faulkner, Farr, Pickett, Ostlund, Bouvier, Kershaw, Congdon, Ballam, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Monblo, Nahil, D'Amante, Desnoyer, Davis of Cornish, Riley, Reney, Rowell.

GRAFTON COUNTY: Bucklin, Willey, Graham of Canaan, Peabody, Williams of Grafton, Nettleton, Bradley, Duke, Hayward, Larty, Morse, Chamberlain, Adams of Lebanon, Cole, Jones, Collyer, Armstrong, Martin, Loizeaux, Anderson.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Heath, Alls, Keough, Cornelius, Swett of Lancaster, Potter, Hersom, Richardson, Kidder, Placy, Stinson.

ROCKINGHAM COUNTY: Griffin, Prescott, Persson, Tenney, Nickerson of East Kingston, Blair, Eastman of Exeter, Eldredge, Rathbone, Spollett, Lougee, Sanborn of Hampton Falls, Battles, Sheehy, Labranche, Sewall, Cheney of Newton, Carter, Palmer, Barrett, Sadler, Wood, Foote, Murch, Dame, Joyce, Blaisdell, Russell of Portsmouth, Landrigan, Haigh, Peever, Willis, Thorndike.

STRAFFORD COUNTY: Blanchette, Desjardins, Dunnington, Connell, Littlehale, Dawson, Rolfe, Lacasse of Rochester, St. Pierre, Varney, Valliere, Malley, Brown of Strafford.

BELKNAP COUNTY: Haggett, Robertson, Lacaillade, Morin, Simoneau, Tilton, Karagianis, Lucier, Burbank, O'Shan, Dana, Miner, Smith of Meredith.

Nays, 82

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Lamprey, Claflin.

MERRIMACK COUNTY: Kenevel, Moore, Turner, Bates, Allen, Gibson, White of Concord, Lessels, Tiffany, Jewett, Saltmarsh, Bunten, Nutter, Broadhurst, Ayotte, Mason, Nelson of Hopkinton, Jenkins, Wilman.

HILLSBOROUGH COUNTY: Edwards, Crosby, Williams of Hollis, Warren, Eastman of Weare, Hines.

CHESHIRE COUNTY: Clark of Harrisville, Oliver, Yardlay, Swett of Sullivan, Terry.

SULLIVAN COUNTY: Frizzell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Plumer, Sanborn of Enfield, Monahan, McMeekin, Porter, Townsend, Whipple, Haskins, Barney, Sawyer of Woodstock.

COOS COUNTY: LaCasse of Berlin, Rix, Graham of Gorham, Taylor.

ROCKINGHAM COUNTY: Clark of Derry, Merrill, Eastman of Kensington, Parmenter, Mott, Perkins, Hayes, Wardwell, Philbrick.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, LaBonte, Webb, Gilman, Drew, Francoeur, Moulton, Nelson of Rochester, Currier.

BELKNAP COUNTY: Rollins, Lord, Varrell, Atwood, Metcalf.

Pairs

Mr. Gay of Derry voting Yes, paired with Mrs. Ayer of Pittsfield voting No.

Mrs. Dondero of Portsmouth voting Yes, paired with Mr. McAllister of Barnstead voting No.

Mr. Cormier of Somersworth voting Yes, paired with Mr. Stearns of Durham voting No.

And the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Pillsbury of Manchester moved that the House reconsider its action whereby it voted to indefinitely postpone further consideration of House Bill No. 271, An Act appropriating additional sums for aid to school districts and the University of New Hampshire and for increasing the general funds of the state.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has passed the following joint resolution, in the passage of which it asks the concurrence of the House of Representatives:

Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities.

Senate Joint Resolution No. 8 was read a first and second time, laid upon the table and referred to the Committee on Judiciary.

Mr. Green of Manchester moved that the rules be so far suspended as to permit a hearing on Senate Joint Resolution No. 8 at 10:00 o'clock tomorrow morning.

On a *viva voce* vote the motion prevailed.

Report of Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Dover Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1, 182:1, 279:1, 296:1, 1957, 66:1, 1957, 83:1, 1957, 108:1, 1957, 125:1, 1957, 175:1 and by acts relative to salaries of justices of Manchester and Nashua municipal courts by striking out the words, "In Dover, one thousand eight hundred dollars" and inserting in place thereof the words, In Dover, two thousand five hundred dollars, so that said paragraph as amended shall read as follows:

I. Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, five thousand one hundred dollars;
In Nashua, four thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, three thousand dollars;
In Dover, two thousand five hundred dollars;
In Laconia, three thousand dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.

Amend section 2 of said bill by striking out the first three lines and inserting in place thereof the following:

2. *Dover Municipal Court Clerk.* Amend RSA 502:17 as amended by 1957, 17:1 and 1957, 108 by inserting before the words

On motion of Mr. Craig of Manchester, reading of the amendment was dispensed with.

On motion of Mr. Craig of Manchester, the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

On motion of Mrs. Gordon of Jaffrey the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene, the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 333, An Act relative to mileage allowance for members of the general court.

House Bill No. 141, An Act relative to season for taking wild deer.

House Bill No. 324, An Act relative to taking of clams, clam worms and oysters.

House Bill No. 357, An Act relative to open season at Bear Brook.

House Bill No. 388, An Act establishing the New Hampshire State Port Authority.

Senate Bill No. 174, An Act relative to use of funds held by the trustees of the Boscawen Academy in Boscawen, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 49, An Act relative to the industrial park authority.

Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

On motion of Mrs. Palmer of Plaistow the House adjourned at 3:55 o'clock.

WEDNESDAY, JULY 10, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Rev. Charles W. Grose, pastor of the Grantham and Enfield Methodist Churches.

God, Our Father, may Thy commandments be written upon our minds and hearts as laws of life. Lift us above petty interests and limited vision. Amid burdening responsibilities and mundane pressures prevent us from tabling Thy love to another day. Keep us from disqualifying the desires of the most insignificant citizen in the making of our decisions. With Thy Guidance we would not be more concerned to win favor or retain power than to maintain principles. Work through us, O God, that we may not play politics with Thee. May we enlarge our abilities, foresight, and unselfish devotion to Thy interests and to the affairs of this state. With the spirit of Jesus Christ within us we pray. Amen.

Salute to the Flag

Mr. Smith of Hinsdale led the Convention in the salute to the flag.

House

Introduction of Guest

The Chair introduced Mr. George Liscomb, former representative from Lebanon, as a guest of the House, sponsored by Mr. Bates of Chichester.

Leaves of Absence

Messrs. Sawyer of Brookfield, Pryor of Ashland, Nickerson of Tamworth and Pillsbury of Manchester were granted leave of absence for the day on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed, and referred as follows:

By the Committee on Rules (Mr. Rowell of Newport), House Bill No. 447, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1958, and providing funds for highway improvements. To the Committee on Appropriations.

By the Committee on Rules (Mr. Rowell of Newport), House Bill No. 448, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1959, and providing funds for highway improvements. To the Committee on Appropriations.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 40, An Act providing an open season for taking fisher.

Senate Bill No. 167, An Act relative to dogs pursuing or maiming deer.

Senate Bill No. 195, An Act relative to public weighers.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 195, An Act relative to public weighers. To the Committee on Municipal and County Government.

Senate Bill No. 40, An Act providing an open season for taking fisher. To the Committee on Fish and Game.

Senate Bill No. 167, An Act relative to dogs pursuing or maiming deer. To the Committee on Fish and Game.

On motion of Mr. Eldredge of Exeter, the rules were so far suspended as to permit a hearing by the Committee on Municipal and County Government on Senate Bill No. 195, An Act relative to public weighers, without advertisement in the Journal.

Notice of Reconsideration

Mr. Congdon of Troy served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it passed Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

Mr. Congdon of Troy subsequently withdrew his notice of reconsideration.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Helping Teacher.* Amend paragraph XXIV of RSA 186:11 by adding at the end thereof the words, all helping teacher positions hereinafter established shall be only after a majority of the school districts in the supervisory union representing not less than eighty-five per cent of the total pupils in the supervisory union have voted favorably upon the establishment of the position, so that said paragraph as amended shall read as follows:

XXIV. Helping teacher, as referred to in paragraph XXIII, is defined as a teacher with specific training and experience which will enable her, or him, to give helpful advice, counsel, and assistance to teachers, pupils and parents of a school system as a constructive means of improving the educational growth and development of children, solving pupil problems of retardation and maladjustment, adopting the program of studies to meet the needs of the children and the community, bringing resources outside of the school to classroom teachers, pupils, parents and community, and in general acting as a consultant to the entire staff and community in the recognition of the educational needs. All helping teacher positions hereinafter established shall be only after a majority of the school districts in the supervisory union representing not less than eighty-five per cent of the total pupils in the supervisory union have voted favorably upon the establishment of the position.

On motion of Mr. Vaughan of Newport the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 338, An Act to establish the city of Lebanon.

Amend section 72 of said bill by striking out in the fourth line the word "one-third" and substituting in place thereof, one-fourth, so that said section as amended shall read as follows:

72. *Referendum.* This charter shall not take effect unless it is adopted by a majority ballot vote at a special election to be held on the third Tuesday of October 1957, or at a subsequent referendum as is hereafter provided for and unless there are present and voting at any such meeting at least one-fourth of the registered voters of said town. On the ballot then used the following question shall appear, "Shall the provisions of an act entitled 'An Act to establish a city of Lebanon' be adopted?" Beneath the question shall be printed the word "yes" and the word "no" with a square immediately opposite each word, and the voter shall indicate his choice by making a cross in the appropriate square. If a majority of those voting on this question vote in the affirmative on this question, this act shall be declared to have been adopted. If this act shall not be adopted at said special election, the question of the adoption of this act may again be voted on at any annual town meeting in an odd numbered year following the passage of this act if at least three per cent of the number voting at the last previous annual town meeting, all qualified voters of the town, shall sign a petition requesting such vote, said petition to be submitted to the selectmen at least fourteen days prior to said election.

On motion of Mr. Jones of Lebanon, the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate has voted to concur with the House of Representatives in its amendments to the following entitled Senate bills and joint resolution:

Senate Bill No. 13, An Act providing special fees for privately owned school buses.

Senate Bill No. 158, An Act relating to probate courts.

Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 116, An Act relative to fishing, sale of bait, and hunting and fishing licenses for members of the armed forces and military personnel.

House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace.

House Bill No. 407, An Act to revise the charter of the city of Rochester.

House Bill No. 441, An Act relative to constitutional amendment ballots.

Committee Reports

Mr. Angus of Claremont, for the Committee on Labor, to whom was referred Senate Bill No. 147, An Act relative to children acting as caddies or delivering newspapers, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Employment of Children.* Amend RSA 276:1 by striking out said section and inserting in place thereof the following: 276:1, *Under 14.* No child under the age of fourteen shall be employed or permitted or suffered to work in any occupation except (1) farm labor on the farm of the parent or guardian or domestic labor in the home of the employer or (2) as a caddy at golf links, or (3) in the door to door delivery of newspapers, or (4) for work on church grounds and at religious meetings, in the employ of the religious organization.

Further amend said bill by inserting after section 1 the following new sections:

2. *Limitations.* Amend RSA 276:6 by inserting at the end thereof the following: and (3) that a boy twelve years old or over may be employed for work on church grounds and at religious meetings in the employ of the religious organization, so that said section as amended shall read as follows: 276:6. *Hours.* Except as provided in chapter 275, RSA, no minor under the age of sixteen years, shall be employed, or permitted or suffered to work at any gainful occupation, more than fifty-four hours in any one week, nor more than ten and one-quarter hours in any one day; nor before the hour of half-past six o'clock in the morning, nor after the hour of seven o'clock in the evening, except (1) that boys twelve years old

or over may deliver newspapers after five o'clock in the morning or between four and eight o'clock in the evening, and (2) that a boy twelve years old or over may act as caddy at golf links, and (3) that a boy twelve years old or over may be employed for work on church grounds and at religious meetings, in the employ of the religious organization. Provided further that during the summer school vacation period, such minor may be employed until 9:00 o'clock in the evening provided that such minors shall not work more than eight hours in any twenty-four hour period or more than forty-eight hours in any one week.

3. *Employment Certificates.* Amend RSA 276:7 by striking out said section and inserting in place thereof the following: 276:7. *When Required.* No child under sixteen years of age shall be employed or permitted or suffered to work, in, about or in connection with, any place or establishment, unless the person, firm, or corporation employing such child, procures and keeps on file and accessible to any truant officer, or other authorized inspector, an employment certificate as hereinafter prescribed. Provided, however, that the provisions hereof shall not apply to the employment of children under the age of sixteen years of age in farm labor, on the farm of the parent or guardian or domestic labor, or as a caddy at golf links or in the door to door delivery of newspapers or for work on church grounds and at religious meetings, in the employ of the religious organization.

Further amend said bill by renumbering section 2 to read section 4.

The report was accepted.

At the request of Mr. Deans of Milford, Mr. Dana of Laconia explained the amendment.

Mr. Deans of Milford spoke against the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Allen of Concord, for the Committee on Labor, to whom was referred House Bill No. 427, An Act relative to liability of third persons under workmen's compensation law, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by existing legislation.

The report was accepted and the resolution of the committee adopted.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 20, Joint Resolution for appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the caption of the joint resolution by striking out said caption and inserting in place thereof the following:

Joint Resolution for appropriation for carrying out provisions of statute relative to regional agreements for educational facilities for New Hampshire residents.

Further amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That there are hereby appropriated the sum of eight thousand dollars for the fiscal year ending June 30, 1958 and a like sum for the fiscal year ending June 30, 1959, for the purpose of carrying out the provisions of RSA 193:23-25 providing for extension of educational facilities for New Hampshire residents under regional agreements, as executed and approved by the New England Board of Higher Education, a board established and operating under the New England Higher Education Compact in accordance with RSA 200A. The governor is authorized to draw his warrants for the sums hereby appropriated out of any money in the treasury not otherwise appropriated. The sums hereby appropriated shall be a continuing appropriation and shall not lapse.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 165, An Act to provide state aid for nursing education, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Craig of Manchester, further consideration of House Bill No. 165 was made a Special Order for 11:01 o'clock tomorrow morning.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Bell of Plymouth the bill was recommitted to the Committee on Appropriations for further study.

Suspension of the Rules

Mr. Green of Manchester moved that the rules of the House be so far suspended as to permit the introduction of the reports of the Committee on Judiciary on Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities, not previously advertised in the Journal.

Mr. Green of Manchester spoke in favor of the motion.

Mr. Bradley of Hanover moved that further consideration of Senate Joint Resolution No. 8 be made a Special Order for 11:02 o'clock tomorrow morning.

Mr. Bradley of Hanover spoke in favor of the motion.

Parliamentary Inquiry

Mr. Green of Manchester inquired whether or not the pending motion was in order in view of the prior motion to suspend the rules.

Speaker's Ruling

The Chair stated that the pending motion for a special order, being a motion to postpone to a time certain, was technically in order under the Rules of the House but expressed the opinion that a negative vote on the motion to suspend the rules would accomplish the same result as an affirmative vote on the motion for a Special Order.

Mr. Bradley of Hanover withdrew his motion for a Special Order.

The question now being on the motion to suspend the rules offered by the member from Manchester, Mr. Green.

(Discussion ensued)

Mr. Tiffany of Concord spoke against the motion.

At the request of Mr. Craig of Manchester Senate Joint Resolution No. 8 was read in full by the Clerk.

The Mesdames Currier of Rochester, Brungot of Berlin and Martin of Littleton, and Messrs. Healey of Manchester, ward 6, Pickett of Keene and Deans of Milford spoke in favor of the motion.

Mrs. Frizzell of Charlestown, Miss Faulkner of Keene and Messrs. Plumer of Bristol, Rathbone of Exeter and McMeekin of Haverhill spoke against the motion.

On a *viva voce* vote the motion to suspend the rules prevailed.

Committee Reports

Mr. Green of Manchester, for the Committee on Judiciary, to whom was referred Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The undersigned, a minority of the Committee on Judiciary, to whom was referred Senate Joint Resolution No. 8, Jont Resolution relative to interpretation of legislative intent on subversive activities, having considered the same, and being unable to agree with the majority, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

GORDON M. TIFFANY,
MARTHA FRIZZELL,
A Minority of the Committee.

The reports were accepted.

Mr. Tiffany of Concord moved that the report of the minority "inexpedient to legislate" be substitued for the report of the majority "ought to pass."

The question being on the motion.

(Discussion ensued)

Messrs. Tiffany of Concord and Bradley of Hanover spoke in favor of the motion.

Messrs. Green of Manchester, Maloomian of Somersworth and Mrs. Miner of Meredith spoke against the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question now being, Shall Senate Joint Resolution No. 8 be read a third time?

Mrs. Brungot of Berlin demanded the Yeas and Nays, but subsequently withdrew her demand.

On a *viva voce* vote the Senate Joint Resolution was ordered to a third reading.

Mr. Green of Manchester moved that the rules of the House be so far suspended as to put Senate Joint Resolution No. 8 on third reading and final passage at the present time by caption only.

On a *viva voce* vote the motion prevailed.

Senate Joint Resolution No. 8 was read a third time.

The question now being, Shall Senate Joint Resolution No. 8 pass?

Mrs. Dondero of Portsmouth demanded the Yeas and Nays, and the roll was called with the following result:

Yeas, 275

ROCKINGHAM COUNTY: White of Atkinson, Griffin, Prescott, Persson, Tenney, Shattuck, Bisbee, Clark of Derry, Blair, Eastman of Exeter, Spollett, Sanborn of Hampton Falls, Eastman of Kensington, Battles, Parmenter, Sheehy, Mott, LaBranche, Sewall, Cheney of Newton, Carter, Pinkham, Palmer, Barrett, Dondero, Payette, Sadler, Wood, Foote, Murch, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Philbrick, Haigh, Willis, Felch.

STRAFFORD COUNTY: Berry, Blanchette, Leighton, Wiggin of Dover, Desjardins, Dunnington, Webb, Brown of Durham, Littlehale, Drew, Francoeur, Dawson, Moulton, Nelson of Rochester, St. Pierre, Currier, Clement, Valliere, Maloomian, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, LaCaillade, McCarthy, Morin, Simoneau, Tilton, Lucier, Bur-

bank, O'Shan, Dana, Varrell, Miner, Smith of Meredith, Metcalf.

CARROLL COUNTY: Morrill, Davis of Conway, Hill, Roberts, Lamprey, Peaslee of Wakefield, Claflin.

MERRIMACK COUNTY: Baron, Kenevel, Vaughn of Bow, Moore, Turner, Bates, Allen, Davis of Concord, Henry, Gibson, White of Concord, Lessels, Jewett, O'Neil, Saltmarsh, Barnard, Cilley, Maxham, Sargent, Bunten, Nutter, Broadhurst, Burke of Franklin, Ayotte, Leonard, Carpenter, Mason, Dudevoir, Mulaire, Jenkins, Wilman, Ayer, Young, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Jennings, Adams of Greenfield, Fortin, Crosby, Williams of Hollis, Abbott, Gallagher, Warren, Ainley, Green, Pettigrew, Danforth, Dewey, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Healy of Manchester, ward 5, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7; Tessier, Craig, Delisle, Cary, Morris, Gilmartin, Kearns, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Thibodeau, Crowley, LeClerc of Manchester, ward 14, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Cooper, Cummings, Ramsdell, Saunders, Record, Thibault of Nashua, Belcourt, Brosnahan, Dufour, Maynard, Dionne of Nashua, Chartrain, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Locke, Thompson of New Ipswich, Rice, Street, Eastman of Weare, Hines.

CHESHIRE COUNTY: Washburn, Pike, Clark of Harrisville, Smith of Hinsdale, Gordon, Spofford, Terrill, McCullough, Wheeler, Bennett, Codding, Farr, Oliver, Ostlund, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Russell of Claremont, Monblo, Nahil, D'Amante, Desnoyer, Davis of Cornish, Riley, Reney, Brown of Newport, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Bucklin, Graham of Canaan, Sanborn of Enfield, Peabody, Williams of Grafton, Nettleton,

Monahan, McMeekin, Chamberlain, Adams of Lebanon, Cole, Jones, Porter, Whipple, Collyer, Armstrong, Kelley of Littleton, Martin, Bell, Loizeaux, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Russell of Berlin, Brungot, Christiansen, Fontaine, Gagnon, Heath, Alls, Rix, Cornelius, Swett of Lancaster, Hersom, Richardson, Kidder, Placy, Stinson, Gould, Taylor.

Nays, 24

ROCKINGHAM COUNTY: Eldredge, Merrill, Rathbone, Hayes.

STRAFFORD COUNTY: Malley.

BELKNAP COUNTY: Lord, Atwood.

CARROLL COUNTY: None.

MERRIMACK COUNTY: Tiffany.

HILLSBOROUGH COUNTY: Poore, Smith of Manchester, Hebert of Manchester, ward 8.

CHESHIRE COUNTY: Faulkner, Tolman, Terry.

SULLIVAN COUNTY: Frizzell.

GRAFTON COUNTY: Bradley, Hayward, Morse, Townsend, Haskins, Barney.

COOS COUNTY: Keough, Potter, Bushey.

And Senate Joint Resolution No. 8, passed and was sent to the Secretary of State to be engrossed.

Reconsideration

Mr. Green of Manchester moved that the House reconsider its vote whereby it passed Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. McMeekin of Haverhill for himself and Mr. Craig of Manchester offered the following resolution:

Whereas, we have learned of the death of Mrs. Henry E. Cushman of Rockport, Massachusetts, and

Whereas, Mrs. Cushman was the mother of our state's First Lady, Mrs. Lane Dwinell, therefore be it

Resolved, that the sympathy of this House of Representatives is hereby extended to Mrs. Dwinell in her bereavement, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mrs. Dwinell.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Craig of Manchester offered the following resolution:

Whereas, we have learned of the death of James J. Burke, and

Whereas, Mr. Burke was a fellow representative from ward 7, Manchester, therefore be it

Resolved, that we, the members of the House of Representatives, hereby pay tribute to the services rendered by Mr. Burke to his city and express our deep sympathy to his family in its bereavement, and be it further

Resolved, that the Clerk procure an appropriate floral tribute for the funeral, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Mrs. Burke.

On a rising vote the resolution was unanimously adopted and the Chair appointed Mrs. Ainley, and Messrs. Craig, King and Tessier, all of Manchester, as a delegation to attend the funeral.

Mr. Bennett of Keene offered the following resolution:

Whereas, we have learned of the illness of Edward E. Brown and his confinement in the Concord Hospital, and

Whereas, Mr. Brown is a fellow representative from the city of Keene, therefore be it

Resolved, that we, the members of the House of Representatives, do hereby extend to Mr. Brown our sincere sympathy in his illness and hope for a speedy recovery, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Mr. Brown.

On a *viva voce* vote the resolution was unanimously adopted.

Senate Message

The Senate has voted to non-concur with the House of Representatives in its amendment to the following entitled Senate bill and requests a Committee of Conference:

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fines.

The President appointed Senator English and Senator Bennett as Senate conferees on the Committee of Conference.

On motion of Mr. Crosby of Hillsborough the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Crosby of Hillsborough, Bigelow of Warner and Eastman of Kensington as conferees on the part of the House.

On motion of Mr. Deans of Milford the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and resolutions by caption only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Bill No. 147, An Act relative to children acting as caddies or delivering newspapers, was read a third time, passed and sent to the Senate for concurrence in the House amendment.

House Joint Resolution No. 20, Joint Resolution for appropriation for carrying out the provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents, was read a third time, passed, and sent to the Senate for concurrence.

On motion of Mrs. Reney of Grantham the House adjourned at 2:07 o'clock.

THURSDAY, JULY 11, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Rev. Arthur Sullivan, Assistant Pastor of St. Catherine's Church of Manchester, guest of Mrs. Ainley of Manchester.

We are come before Thee, O God the Holy Spirit, hindered by our human frailty, but purposefully gathered together in Thy name. Come into our hearts and be with us; persuade us what we are to do; teach us what we must accomplish; be Thou above, the author and the end of all and judgments. Suffer us not to betray our trust, nor to disturb the order of justice, Thou who loves equity above all things. Let not ignorance draw us into devious paths, nor partiality sway our minds. Neither, let respect of riches or of persons affect our discretion.

But unite us to Thee by the gift of Thy grace, that we may never forsake the truth. May our words and counsels be in no wise at variance with Thee in this life, that in the life to come we may attain to everlasting rewards for works well done; we ask this of Thee, who alone, with God the Father and His Son, does possess a glorious name. Amen.

Salute to the Flag

Mrs. Ainley of Manchester led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced former representative Page Weeks of Wolfeboro, as a guest of the House, sponsored by Mr. Bushey of Northumberland.

Mr. and Mrs. Thomas Shirra of Stratford, Connecticut, were guests of the House, sponsored by Mr. Pettigrew of Manchester.

Leaves of Absence

Messrs. Peever of Salem and Soucy of Manchester, ward 12, were granted leaves of absence for the day on account of important business.

At the request of Mr. Duke of Hanover the Chair ordered the following statement printed in the Journal:

We, the undersigned, members of the House of Representatives, being absent from the House on July 10, 1957 on account of official business of our committee, hereby desire to be recorded that we would have voted for Senate Joint Resolution No. 8 if we had been present when the question of the passage of this legislation was before the House. We hereby

request that this statement be recorded in the Journal of the House.

PHILIP S. WILLEY
HARRY BLOOMFIELD
EMILE SOUCY
WILFRED J. LARTY
WALTER T. WINCH
ARTHUR L. BRADBURY
CLARENCE LACASSE
FRANK H. SHERIDAN
GEORGE W. W. GRAHAM
WILLIAM CONNELL

Personal Privilege

The Chair recognized Messrs. Street of Sharon and Jones of Lebanon, both of whom requested that the Journal be corrected to show that they did not speak against the passage of Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities.

Notice of Reconsideration

Mr. Davis of Conway served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it recommitted House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state, to the Committee on Appropriations.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 176, An Act relative to examinations of banks by bank commissioner.

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 176, An Act relative to examination of banks by bank commissioner. To the Committee on Banks.

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank. To the Committee on Banks.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following joint resolution, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III, and Ralph W. Kelley.

Amend the caption of said joint resolution by striking out the same and inserting in place thereof the following:

Joint Resolution in favor of William L. Shearer, III, Ralph W. Kelley and Louis Blatt.

Amend said joint resolution by adding at the end thereof the following paragraphs:

That the sum of $255.68 is hereby appropriated to reimburse Mr. Louis Blatt for the amount of interest and dividends taxes erroneously collected by the state in the year 1955. The Governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The state tax commission shall withhold from the distribution of the interest and dividends taxes for the year 1957 to the town of Hebron the sum of $255.68 which shall be paid into the general funds of the state, so that said joint resolution as amended shall read as follows:

That the sum of $3,067.72 is hereby appropriated to reimburse William L. Shearer, III for the amount of interest and dividends taxes erroneously collected by the state in the years of 1952 ($691.28), 1953 ($799.04), 1954 ($592.18) and 1955 ($985.22); and the sum of $22.73 to Ralph W. Kelley for the years 1952, 1953 and 1954. The governor is hereby authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated. The state tax commission shall withhold from the distribution of the interest and dividend taxes for the year 1957 to the town of Jaffrey the sum of $3,067.72 and from the interest and dividend taxes for the year 1957 to the town of Hampstead the sum of $22.73.

That the sum of $255.68 is hereby appropriated to reimburse Mr. Louis Blatt for the amount of interest and dividends taxes erroneously collected by the state in the year 1955. The Governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The state tax commission shall withhold from the distribution of the interest and dividends taxes for the year 1957 to the town of Hebron the sum of $255.68 which shall be paid into the general funds of the state.

On motion of Mr. Bigelow of Warner the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled Senate bill and requests a Committee of Conference:

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area.

The President appointed Senator Rhodes and Senator Rogers as Senate conferees on the Committee of Conference.

On motion of Mr. Broadhurst of Franklin the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Broadhurst of Franklin, Ballam of Walpole and Pickett of Keene as conferees on the part of the House.

The Senate message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Farm Motor Truck Registration.* Amend paragraph V of RSA 262:1 (supp) as amended by 1955, 144:1 by striking out said paragraph and inserting in place thereof the following:

Further amend section 1 of said bill by inserting in line 23 after the words "farm truck" the words, or combination truck-tractor and semi-trailer.

On motion of Mrs. Davis of Concord the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolutions sent up from the House of Representatives:

House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith.

House Joint Resolution No. 59, Joint Resolution in favor of George Lindh and Odd Koppang.

House Bill No. 438, An Act relating to the Franklin police force.

The Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 313, An Act relative to the salaries of the justices and clerk of the municipal court of Dover.

The Senate refuses to concur with the House of Representatives in the passage of the following entitled joint resolution, sent up from the House of Representatives:

House Joint Resolution No. 1, Joint Resolution in favor of Norman Purinton.

The Senate has voted to concur with the House of Representatives in its amendment to the following entitled bill:

Senate Bill No. 174, An Act relative to use of funds held by the trustees of the Boscawen Academy in Boscawen.

Committee Reports

The Chair announced that the reports of the Committee on Liquor Laws on House Bill No. 189, An Act relative to issuance of liquor licenses for hotels in the town of Hampton, had been withdrawn by the committee.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club, hav-

ing considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out all after the word "area" in the fourth line and inserting in place thereof the following: This sum shall be in full and complete settlement of this claim. The governor is authorized to draw his warrant for the sum hereby appropriated which shall be a charge upon the state recreational fund, so that said resolution as amended shall read as follows:

That the sum of two thousand three hundred fifty-eight dollars and eighteen cents is hereby appropriated to reimburse the Franconia Ski Club for monies advanced and expended by them for improvements and additions to the ski jump and skiing facilities at the Franconia Notch area. This sum shall be in full and complete settlement for this claim. The governor is authorized to draw his warrant for the sum hereby appropriated which shall be a charge upon the state recreation fund, established by RSA 219:20.

The report was accepted.

At the request of Mr. Eldredge of Exeter, Mr. Bell of Plymouth explained the amendment.

On a *viva voce* vote the amendment was adopted and the joint resolution ordered to a third reading.

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 45, Joint Resolution relative to improvements to, and a study of, facilities at Echo Lake—Cathedral Ledge State Park in North Conway, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the caption of the joint resolution by striking out said caption and inserting in place thereof the following:

Joint Resolution relative to a survey of facilities at Echo Lake—Cathedral Ledge State Park in North Conway and surrounding areas

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of ten thousand dollars is hereby appropriated to be expended under the direction of the recreation division of the forestry and recreation commission for the following purpose: a survey of the Echo Lake—Cathedral Ledge State Park in North Conway and surrounding areas with a view to determining what will be necessary to develop these areas in a manner which will afford increased recreational facilities for the public. The governor is authorized to draw his warrants for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Belcourt of Nashua, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 35, Joint Resolution relative to control of the Dutch elm disease, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Pickett of Keene moved that the words "Ought to pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Pickett of Keene, Monahan of Hanover, Rathbone of Exeter, Mrs. Brungot of Berlin and Mrs. Dondero of Portsmouth spoke in favor of the motion.

Messrs. Bell of Plymouth, Chandler of Bartlett, Parmenter of Londonderry and Pillsbury of Manchester spoke against the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question being on the resolution of the committee that the joint resolution is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

(Mr. Tiffany of Concord in the Chair)

Mr. Parmenter of Londonderry, for the Committee on Appropriations, to whom was referred House Bill No. 259, An

Act relative to aquatic nuisance control, having considered the same, reported the same with the following resoution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Atwood of Sanbornton, for the Committee on Appropriations, to whom was referred House Bill No. 124, An Act relative to motor vehicle driver training, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Motor Vehicle Funds.* Amend RSA 262 by inserting after section 1 the following new section: 262:1-a *Driver Training.* The net proceeds from service fees for initial number plates shall be expended by the commissioner for the promotion of and instruction in safe motor vehicle driving. The commissioner is authorized to adopt rules and regulations for the purpose of carrying into effect the provisions of this section.

2. *Transfer of Funds.* Any funds which have been collected by the commissioner of motor vehicles for initial number plates prior to the passage of this act shall be transferred to a special fund for the purposes provided in section 1 and expended as provided therein.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted.

The question being on the amendment.

(Discussion ensued)

Mrs. Atwood of Sanbornton spoke in favor of the amendment.

Mrs. Davis of Concord spoke against the amendment.

At the request of Mrs. Davis of Concord, Mrs. Atwood of Sanbornton and Mr. Green of Manchester explained the amendment.

Mrs. Brungot of Berlin spoke in favor of the amendment.

Mr. McMeekin of Haverhill moved that further consider-

ation of House Bill No. 124 and pending amendment be made a Special Order for Tuesday, July 16, at 11:01 o'clock.

The question being on the motion.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke against the motion.

(Speaker in the Chair)

Mr. McMeekin of Haverhill withdrew his motion for a Special Order.

The question being on the amendment offered by the committee.

On a *viva voce* vote the amendment was adopted.

Mr. Duke of Hanover offered the following further amendment.

Amend said bill by adding at the end of section 1 the following:

All money from these initial plates shall be spent for general safety programs, but not for individual driver training.

The question being on the amendment.

(Discussion ensued)

Mr. Duke of Hanover spoke in favor of amendment.

Mrs. Davis of Concord, Mrs. Atwood of Sanbornton, Messrs. Rathbone of Exeter and Clement of Rochester spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to put House Bill No. 124 on third reading and final passage at the present time by title only.

The bill was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Bell of Plymouth moved that the House reconsider its vote whereby it passed House Bill No. 124, An Act relative to motor vehicle driver training.

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Bell of Plymouth moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Appropriations that House Joint Resolution No. 35, Joint Resolution relative to control of the Dutch elm disease, is inexpedient to legislate.

On a *viva voce* vote the motion to reconsider did not prevail.

The Chair moved that the House recess for thirty seconds.

On a *viva voce* vote the negative prevailed.

Mr. McMeekin of Haverhill requested a division.

A division being had, 131 members having voted in the affirmative and 125 members having voted in the negative, the House recessed for thirty minutes.

The House recessed at 11:00¼ o'clock.

Recess

After Recess

The House reconvened at 11:00¾ o'clock.

Committee Reports

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 149, An Act relative to the appropriation of money at town meetings, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wheeler of Keene, for the Committee on Municipal and County Government, to whom was referred House Bill No. 444, An Act relative to a study of procedures for making up check lists, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bill and captioned Senate joint resolutions:

Senate Bill No. 13, An Act providing special fees for privately owned school buses.

Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey.

Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities.

Special Order at 11:01 O'Clock

Mr. King of Manchester called for the Special Order on House Bill No. 165, An Act to provide state aid for nursing education.

The question being on the resolution of the committee that House Bill No. 165 is inexpedient to legislate.

Mr. King of Manchester moved that the words "Ought to pass" be substituted for the words "Inexpedient to legislate" in the committee's report.

(Discussion ensued)

Messrs. King of Manchester, Craig of Manchester, Willey of Campton and Deans of Milford spoke in favor of the motion.

Messrs. Bell of Plymouth, Clement of Rochester, Cole of Lebanon and Chandler of Bartlett spoke against the motion.

On a *viva voce* vote the motion to substitute prevailed.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Taken from the Table

On motion of Mr. Haley of Keene, House Bill No. 402, An Act relative to exemptions from the stock-in-trade tax, was taken from the table.

Mr. Haley of Keene moved that House Bill No. 402 be recommitted to the Committee on Ways and Means for further study.

On a *viva voce* vote the motion prevailed.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department, having considered the same report as follows:

That the House recede from its position in adopting its amendment, that the Senate recede from its position of non-concurrence in the amendment proposed by the House and that

the Senate and House concur in the adoption of the following amendments to the bill.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to contracts for projects for the fish and game department and the recreation division of the forestry and recreation commission.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Contracts for Fish and Game and Recreation Projects.* Amend RSA 228:4 by inserting after paragraph I of said section the following new paragraph: I-a.Notwithstanding the provisions of paragraph I projects for the fish and game department or for the recreation division of the forestry and recreation commission, in excess of ten thousand dollars and not more than fifty thousand dollars, may be done on a force account basis upon recommendation of the public works and highway commissioner that such procedure is in the best interests of the state, with the approval of the governor and council.

E. EVERETT RHODES,
ELMER ANDERSON,
Conferees on the part of the Senate.
KENNETH M. BISBEE,
GUY J. FORTIER,
JOHN PILLSBURY,
Conferees on the part of the House.

Mr. Pillsbury of Manchester moved that the House adopt the report of the Committee of Conference.

At the request of Mr. Deans of Milford, Mr. Pillsbury of Manchester explained the report of the Committee of Conference.

On a *viva voce* vote the report of the Committee of Conference was adopted.

Senate Message

The Senate has voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled Senate bill and requests a Committee of Conference:

Senate Bill No. 147, An Act relative to children acting as caddies on delivering newspapers.

The President appointed Senator O'Brien and Senator Adams as Senate conferees on the Committee of Conference.

On motion of Mr. King of Manchester the House voted to accede to the request of the Honorable Senate and the Chair appointed Miss Spollett of Hampstead and Messrs. Angus of Claremont and King of Manchester as conferees on the part of the House.

Resolution

Mrs. Webb of Dover offered the following resolution:

Whereas, we have learned with regret of the death of our fellow Representative, Harley A. Crandall of Dover, and

Whereas, Mr. Crandall served his town as a Representative to the General Court for several sessions, therefore be it

Resolved, that we, the members of this House of Represenatives hereby pay our respect to the memory of Mr. Crandall and proffer our sympathy to his family in its bereavement, and be it further

Resolved, that the Clerk of the House procure a floral tribute for the funeral, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Mrs. Crandall.

On a rising vote the resolution was unanimously adopted. The Chair appointed the delegation from the city of Dover, Mr. Brown of Strafford and the Chair as a delegation to attend the funeral.

Rules Suspended

On motion of Mr. Bell of Plymouth the rules were so far suspended as to permit a public hearing next Tuesday morning on the following entitled House bills:

House Bill No. 447, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1958, and providing funds for highway improvements.

House Bill No. 448, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1959, and providing funds for highway improvements.

Mrs. Brungot of Berlin moved that copies of the Journal be mailed to the members over the weekend.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and resolutions by caption only and when the House adjourns today it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings

Senate Bill No. 149, An Act relative to the appropriation of money at town meetings, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following House Bills and House Joint Resolutions were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 165, An Act to provide state aid for nursing education.

House Bill No. 444, An Act relative to a study of procedures for making up check lists.

House Joint Resolution No. 45, Joint Resolution relative to improvements to and a study of facilities at Echo Lake-Cathedral Ledge State Park in North Conway.

House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club.

On motion of Mrs. Davis of Concord the House adjourned at 2:43 o'clock.

TUESDAY, JULY 16, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom Tucker, Associate Minister of the First Congregational Church of Concord.

Almighty and Everloving Father, we bow our heads and pause in quiet to recognize Thy presence here at the start of a new day. We would be still and know that Thou art the Lord.

We thank Thee that Thou hast placed within us a vision of Thy truth and justice, and that Thou hast filled our lives with steadfast love. In our concern for one another and for our brothers throughout this state, make us faithful to the best that we know. Make us aware of the whims and fancies of our own hearts that we may turn from them to the things of more lasting worth. Give us courage to stand with firm conviction and yet with humility to know that we cannot stand at all unless Thou art our rock. Give us ears to hear and eyes to see that we may know Thy will this day and then go on to act and vote and live in the love of Jesus Christ our Lord, through whom we pray. Amen.

Salute to the Flag

Mr. Wilman of Northfield led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. White of Concord, Carpenter of Henniker, Gilman of Farmington and Drew of Farmington were granted leaves of absence for the week on account of important business.

Mr. Sanborn of Hampton Falls was granted an indefinite leave of absence on account of illness.

Mrs. Martin of Littleton was granted an indefinite leave of absence on account of illness in the family.

Communication

DEAR MR. SPEAKER:

I am deeply grateful for the resolution of sympathy which the members of the House of Representatives, so thoughtfully sent to me, at the time of my mother's passing.

This resolution, as well, as the beautiful red roses, which you all, so kindly sent to her services were much appreciated by me and the members of my family.

Sincerely yours,

ELIZABETH C. DWINELL.

July 14, Concord, N. H.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 194, An Act relative to political expenditures and contributions.

Senate Bill No. 207, An Act relative to the sale of the Berlin armory.

Senate Bill No. 169, An Act relative to arbitration for firemen and teachers in the city of Manchester.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 207, An Act relative to the sale of the Berlin armory. To the Committee on Executive Departments and Administration.

Senate Bill No. 194, An Act relative to political expenditures and contributions. To the Committee on Executive Departments and Administration.

Senate Bill No. 169, An Act relative to arbitration for firemen and teachers in the city of Manchester. To a Special Committee consisting of the Committee on Judiciary and the Delegation from the city of Manchester.

On motion of Mr. Green of Manchester, the House voted that the usual number of copies of Senate Bill No. 169 in the form that it was received from the Honorable Senate, be procured by the Clerk for the use of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 382, An Act relative to registers to be kept of guests at camps.

Amend section 1 of said bill by striking out the words, motor vehicle registration number, if any, in line 7 so that said section as amended shall read as follows:

1. *Hotels, Motels, Cabins and Camps.* Amend RSA 353:3 by striking out said section and inserting in place thereof the following: 353:2 *Register, Open to Inspections.* All hotel keepers and all persons operating or keeping public lodging houses, cabins or camps, where for a consideration guests transient or otherwise are lodged and furnished ac-

commodations and facilities for a stay of one day or more, shall keep a register which shall show the name, residence, date of arrival and departure of his guests. Said register shall at all times be open to the inspection of the sheriff or his deputies and to any police officer. Each such register shall be kept for a period of three years. The term "public lodging house" as herein used shall mean a lodging house where more than two rooms are habitually let for less than a week at a time for the accommodations of transients. The term "camps" as used herein shall not include camps kept exclusively for minor children and nothing herein shall be construed to require the keeping of such a register by an owner of cottages kept for hire. Whoever violates any provisions of this section shall be fined not more than twenty dollars or be imprisoned not more than thirty days.

On motion of Mr. Lamprey of Moultonborough the House voted to non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Miss Loizeaux of Plymouth and Messrs. Lamprey of Moultonborough and Ecker of Manchester as conferees on the part of the House.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled Senate bill and requests a Committee of Conference:

Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or reelect a teacher.

The President appointed Senator Holmes and Senator DeLude as Senate conferees on the Committee of Conference.

On motion of Mr. Vaughan of Newport the House voted to accede to the request of the Honorable Senate and the Chair appointed Mrs. Nutter of Epsom and Messrs. Lamprey of Moultonborough and Vaughan of Newport as conferees on the part of the House.

The Senate message further announced that the Senate has passed the following concurrent resolution, in the passage of which it asks the concurrence of the House of Representatives:

Concurrent Resolution
with respect to the Poultry Industry

Resolved by the Senate and House of Representatives in General Court convened:

Whereas, the current low markets for poultry and poultry products have had a serious effect on the poultry industry in New Hampshire, one of the two largest agricultural industries of our state, and

Whereas, poultry producers are presently troubled by the low economic returns for their labor, and investment, and

Whereas, new factors and developments in the national poultry situation have entered the picture and appear to be seriously jeopardizing the future of this great enterprise, and

Whereas, the loss of a substantial portion of this business would reflect on the economy of the State of New Hampshire, now therefore be it

Resolved, that the Congress of the United States be requested to investigate the poultry situation to determine if there is any violation of the Anti-Trust laws of the United States.

The concurrent resolution was referred to the Committee on Agriculture.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution:

Concurrent Resolution
concerning the establishment of a zoo at Mount Sunapee State Park.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 395. An Act relative to Belknap recreational area.

House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society and the charter of the Keene Academy.

House Bill No. 437, An Act relative to annual salaries of the Carroll county commissioners.

House Bill No. 443, An Act to repeal charters of certain corporations.

House Bill No. 445, An Act legalizing a certain budget hearing of the Carroll County Convention and budget meetings held pursuant thereto.

Committee Reports

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred Concurrent Resolution, Concurrent Resolution relative to a marine biological laboratory for the University of New Hampshire at Newington, having considered the same, reported the same with the recommendation that the concurrent resolution ought to be adopted.

The report was accepted and the concurrent resolution adopted.

Miss Whipple of Lebanon, for the Committee on Education, to whom was referred Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon School District and to permit it to borrow a certain sum of money, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 193, An Act relative to membership in the council on resources, and development, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Taylor of Whitefield, for the Committee on Appropriations, to whom was referred House Bill No. 406, An Act to establish the New Hampshire Distributing Agency, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mrs. Brungot of Berlin, Mrs. Taylor of Whitefield explained the bill.

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 42, Joint Resolution for the development of state wayside picnic areas, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of ten thousand dollars is hereby appropriated to be expended by the recreation division of the forestry and recreation department for the purpose of providing picnic areas on the following: Dixville Notch wayside and Shelburne wayside and an Androscoggin wayside area to be located between the junction of routes 110A and 16 and Errol village at a suitable location as selected by the recreation division. The wayside in Shelburne shall be known as the Frederick A. Gardner State wayside. The governor is authorized to draw his warrants for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

(Mr. Craig of Manchester in the Chair)

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 208, An Act relative to registration fees of motor boats and outboard motors, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Soucy of Manchester, Ward 1, moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Soucy of Manchester, Ward 1, Dana of Laconia and Giesel of Manchester spoke in favor of the motion.

Mrs. Miner of Meredith and Messrs. Barnard of Concord and Chandler of Bartlett spoke against the motion.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Dana of Laconia requested a division.

A division being had, 99 members having voted in the affirmative, and 189 members having voted in the negative, the motion to substitute did not prevail.

The question being on the resolution of the committee that the bill is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Resolution

Mr. Mott of Newington offered the following resolution:

Whereas, we have learned of the illness of Ralph Sanborn, and

Whereas, Mr. Sanborn is a fellow representative from the town of Hampton Falls, therefore be it

Resolved, that we, the members of the House of Representatives, do hereby extend our sympathy to Mr. Sanborn in his illness and our hope for his speedy recovery, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Mr. Sanborn.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit the business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and House joint resolution by caption only, and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bill and House joint resolution were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 406, An Act to establish the New Hampshire Distributing Agency.

House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas.

The following Senate bills were severally read a third time, passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 193, An Act relative to membership in the council on resources and development.

Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon School District and to permit it to borrow a certain sum of money.

On motion of Mrs. Atwood of Sanbornton the House adjourned at 12:36 o'clock.

WEDNESDAY, JULY 17, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain Rev. Walter Oddy, Pastor of the Northwood Baptist Churches in Northwood, N. H.

Unto Thee, O True and Living God, we turn our thoughts in reverence and adoration and praise. We bow before Thee in humble trust — craving a deeper knowledge of Thy Nature and Thy Will. We thank Thee for the night of rest and this day of opportunity that has opened before us.

We come before Thee, not just because Thou art a God of Power and Might, but because Thou knowest and understandest humankind and art interested in all our ways.

Thou too, art a God of Widsom and thus we ask that Thou wilt bestow upon these men and women who have come from the various parts of our fine state — the wisdom and interpretation of Thy Divine Will that they may so legislate that we shall all come under the sway of Thy Great Intelligence.

Endue them with the knowledge of Thy Presence that they shall not be given to confusion, but rather, that they may prove themselves, — men and women who needeth not to be ashamed, rightly dividing Thy Truth.

Hear our prayer, O Lord, and grant Thy Peace upon us all for we ask it with gratitude in our hearts, in the name of our Lord and Master, even Jesus, the Christ. Amen.

Salute to the Flag

Mr. Chamberlain of Holderness led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced the following as guests of the House:

Former Representative Alfred Grandmaison of Nashua, ward 8, sponsored by Mr. Belcourt of Nashua.

A 1/c and Mrs. Jorgen J. Brungot of Berlin, sponsored by Mrs. Brungot of Berlin.

The following were also guests of the House sponsored by Messrs Cormier and Maloomian of Somersworth:

Mrs. Noreen Winkley of Rochester, Mrs. Yvonne Roy of Somersworth, Mrs. Delvina Perusse of Somersworth, Mrs. Helene Donnelly of Dover.

Special Guests

The Chair introduced Her Excellency, Sharon Price of Keene, Governor of Granite Girls' State.

Miss Price briefly addressed the House.

The Chair also introduced Sharon's parents, Mr. and Mrs. Trevor Price, Mrs. D. Lucius Conant, Director of Girls' State and Mrs. Helen McCoy, Department Secretary, American Legion Auxiliary.

All of the above were special guests of Mrs. Brown of Durham.

Leaves of Absence

Messrs. Monahan of Hanover, Nickerson of Tamworth, Gibson of Concord and Brown of Newport were given leaves of absence for the day on account of important business.

Petitions from Members

July 1, 1957

W. Douglas Scamman, Speaker
House of Representatives
Concord, New Hampshire

DEAR SIR:

I herewith submit my resignation as a member of the House of Representatives as of this date.

Yours very truly,

ARTHUR E. THIBODEAU,
Representative from Manchester.

The above communication was referred to the Committee on Elections.

Introduction of Joint Resolution

The following House joint resolution was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By the Committee on Rules (Mr. McMeekin of Haverhill), House Joint Resolution No. 62, Joint Resolution in favor of the estates of Harley A. Crandall and James J. Burke. To the Committee on Appropriations.

Rules Suspended

On motion of Mr. Walker of Concord the rules of the House were so far suspended as to dispense with the printing of House Joint Resolution No. 62, and put the same on third reading and final passage at the present time.

The Clerk read the joint resolution in full.

The joint resolution was read a third time, passed and sent to the Senate for concurrence.

Senate Message

The Senate had passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 209, An Act relating to deputy clerks of court and sheriffs' services.

Senate Bill Read and Referred

Senate Bill No. 209, An Act relating to deputy clerks of court and sheriffs' services, was read a first and second time, laid upon the table and referred to the Committee on Municipal and County Government.

The Senate message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill 437, An Act relative to annual salaries of Carroll county commissioners.

Amend section 1 of said bill by inserting after the figure "269:1" in the second line the word and figure, and 1957, 182:1.

Further amend section 1 of said bill by striking out the words "fifteen hundred" after the word "Cheshire" and inserting in place thereof the words, one thousand six hundred.

Amend section 2 of said bill by striking out said section and inserting in place thereof the following:

2. *Takes Effect.* The provisions of section 1 relative to the salaries of the county commissioners of Cheshire county shall be effective as of August 16, 1957, otherwise this act shall take effect upon its passage.

On motion of Mr. Chandler of Bartlett, the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace.

Amend section 33 of said bill by striking out said section and inserting in place thereof the following:

33. *Fees.* Amend RSA 516:16 as amended by 1957, 11:1 by striking out the word "justice" so that said section as amended shall read as follows: 516:16. *Attendance; Travel.* The fees of witnesses shall be: For each day's attendance before a municipal, superior or probate court or before all other legally constituted auditors, referees, magistrates or officials having the power to summon witnesses, five dollars, except as otherwise specially provided; for each mile's travel to and from the place of testifying, six cents; mileage to be allowed for each day's attendance where the witness is required to leave the town or city in which he resides to testify.

On motion of Mrs. Frizzell of Charlestown the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. Amend Par. IV of RSA 70:2 (supp) as inserted by 1955, 273:1 by striking out said paragraph and inserting in place thereof the following: IV. By any person employed in the classified service of the state.

Amend said bill by striking out section 2 of said bill and inserting in place thereof the following:

2. *Amounts Established.* Amend paragraph I of RSA 70:4 (supp) as inserted by 1955, 273:1, by striking out the same and inserting in place thereof the following:

I. By a candidate or in his behalf in a primary, a sum in excess of the following amounts:

(1) Governor, or presidential preference primary candidate, twenty-five thousand dollars.

(2) United States senator, twenty-five thousand dollars.

(3) Representative in congress, twelve thousand five hundred dollars.

(4) Delegate-at-large to party convention, five thousand dollars.

(5) District delegate to party convention, twenty-five hundred dollars.

(6) Alternate delegate-at-large to party convention, twelve hundred fifty dollars.

(7) Alternate district delegate to party convention, six hundred twenty-five dollars.

(8) Councillor, two thousand dollars.

(9) County officer or state senator, one thousand dollars.

(10) Representative to the general court, two hundred fifty dollars.

In determining whether a candidate has exceeded the sum

fixed in this paragraph, no account shall be taken of the following items: The candidate's contribution to the state committee, his filing fee, or his expenditures for personal travel and subsistence expenses, or for services of his regular employees in discharging duties of a public office. The sums fixed in this paragraph shall include all expenditures, contracts therefor, and use of contributions of money or things of value, tangible or intangible, by a candidate or by others, including political committees, in his behalf and with his knowledge during the period of time he or others in his behalf and with his knowledge seeks votes for him to and including the date of the primary.

On motion of Mr. McMeekin of Haverhill, reading of the amendment was dispensed with.

On motion of Mr. McMeekin of Haverhill, the House voted to non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Messrs. McMeekin of Haverhill, Lamprey of Moultonborough and Eastman of Weare as conferees of the part of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 268, An Act increasing the salary of the justice of the Rochester municipal court.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to salaries of justices of the municipal courts of Rochester, Derry and Exeter.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Dover Municipal Court.* Amend paragraph I of RSA 502:7 (supp) as amended by 1955, 133:1, 182:1, 279:1, 296:1, 1957, 66:1, 1957, 83:1, 1957, 108:1, 1957, 125:1, 1957, 175:1, 1957, 209:1 and by acts relative to salaries of justices of Manchester and Dover municipal courts by striking out the words "In Rochester, one thousand two hundred dollars" and insert-

ing in place thereof the words, In Rochester, one thousand eight hundred dollars; by striking out the words, "In Derry, nine hundred dollars" and inserting in place thereof the words, In Derry, twelve hundred dollars, and by striking out the words, "In Exeter, eight hundred dollars" and inserting in place thereof the words, In Exeter, twelve hundred dollars, so that said paragraph as amended shall read as follows:

I. Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, five thousand one hundred dollars;
In Nashua, four thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, three thousand dollars;
In Dover, two thousand five hundred dollars;
In Laconia, three thousand dollars;
In Keene, two thousand five hundred dollars;
In Claremont, two thousand three hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand eight hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, one thousand one hundred and fifty dollars;
In Derry, twelve hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, twelve hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Hampton, one thousand dollars;
In Milford, six hundred dollars;
In Haverhill, eight hundred dollars;
In Salem, one thousand dollars.

On motion of Mrs. Currier of Rochester the rules were so far suspended as to dispense with the reading of the amendment.

On motion of Mrs. Currier of Rochester the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the

passage of the following entitled bills and captioned joint resolution sent up from the House of Representatives:

House Bill No. 300, An Act providing for a first-aid room in the State House.

House Bill No. 421, An Act making appropriation for the Governor's legal counsel.

House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain.

Committee Reports

Mr. Lesmerises of Manchester, for the Committee on Appropriations, to whom was referred Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline and fuel oil prices in the State of New Hampshire, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Rules Suspended

Mr. Pillsbury of Manchester moved that the rules of the House be so far suspended as to put Senate Joint Resolution No. 7 on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Senate Joint Resolution No. 7 was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mrs. Brungot of Berlin moved that the House reconsider its vote whereby it passed Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline and fuel oil prices in the State of New Hampshire.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

Mr. Nelson of Hopkinton, for the Committee on Appropriations, to whom was referred House Bill No. 447, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1958, and providing funds for highway improvements, having

considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill in the paragraph for administration by changing the figures for "Other personal services"; 157,844.70 changed to 181,706.20. Further amend said paragraph by changing the "Total"; $272,732.08 changed to $296,593.58.

Amend the bill by striking out the words and figures "Total for public works and highways $46,758,628.43" and inserting in place thereof, Total for public works and highways $46,782,489.93.

Amend the bill by striking out the words and figures "Additional funds required 2,044,156.43" and inserting in place thereof, Additional funds required $2,068,017.93.

Further amend the bill by changing the total at the end of the bill for estimated revenue and additional funds required; $46,758,628.43 changed to $46,782,489.93.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Nelson of Hopkinton, for the Committee on Appropriations, to whom was referred House Bill No. 448, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1959, and providing funds for highway improvements, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill in the paragraph for administration by changing the figures for "Other personal services"; 160,930.78 changed to 185,902.24. Further amend said paragraph by changing the "Total"; $270,157.16 changed to $295,128.62.

Amend the bill by striking out the words and figures "Total for public works and highways 38,644,576.05" and inserting in place thereof, Total for public works and highways $38,669,547.51.

Amend the bill by striking out the words and figures "Additional funds required 4,416,835.05" and inserting in place thereof, Additional funds required 4,441,806.51.

Further amend the bill by changing the total at the end of the bill for estimated revenue and additional funds required; $38,644,576.05 changed to $38,669,547.51.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Hersom of Northumberland, for the Committee on Ways and Means, to whom was referred House Bill No. 269, An Act relative to the construction, reconstruction and betterment of Class I, II, IV and V highways, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out said title and inserting in place thereof the following:

An Act relative to motor vehicle road tolls and to maintenance allotment by state for class IV and V highways.

Amend said bill by striking out sections 1, 2, 3 and 4.

Further amend said bill by striking out section 5 and renumbering to read section 1 and inserting in place thereof the following:

1. *Motor Vehicle Road Tolls.* Amend RSA 265 by inserting after section 5 the following new section: 265:5-a. *Additional Toll.* In addition to the motor vehicle road tolls now imposed pursuant to the provisions of section 4 hereof and the supplemental road toll now imposed pursuant to the provisions of section 5 hereof an additional road toll of one cent per gallon is hereby imposed for the purposes of this chapter so that from and after the effective date hereof the motor vehicle road tolls of this state shall total six cents per gallon.

Further amend said bill by renumbering section 6 to read section 2.

Further amend said bill by striking out section 7 and renumbering to read section 3, and inserting in place thereof the following:

3. *Class V. Highways.* Amend RSA 241:11 (supp) as amended by 1955, 311:3 by striking out the word "twenty" in the fifth line and inserting in place thereof the word, twelve, so that said section as amended shall read as follows:

241:11. *Maintenance. Allotment by State.* In addition to any funds hereinbefore apportioned for construction and reconstruction purposes, the commissioner, in the month of July in each year, shall allot to each town a sum sufficient, when added to the amount which would be derived by a tax of twelve cents on each one hundred dollars of the town's last equalized valuation, to equal one hundred fifteen dollars for each mile of regularly maintained class V highway in such towns. The sums so allotted shall be used for the care and maintenance class V highways and for no other purposes, under the supervision of the commissioner, and shall be expended in accordance with specifications provided by the commissioner under the direction of a person or persons appointed by the selectmen of the town.

Further amend said bill by renumbering section 8 and striking out the same so that said section as amended shall read as follows:

4. *Town Highway Aid.* Amend RSA 241:2 (supp) as amended by 1955, 333:3 by inserting at the end thereof the following new paragraph:

(d) *Apportionment D.* In addition to the sums apportioned to cities and towns under the provisions of apportionment (a) hereof, the commissioner shall apportion a sum of not less than one hundred thousand dollars for Class IV highways based on the proportion which the mileage of regularly maintained class IV highways in that city or town bears to the total mileage of regularly maintained class IV highways in the state as of that date and a sum of not less than one hundred thousand dollars for class V highways based on the proportion which the mileage of regularly maintained class V highways in that city or town bears to the total mileage of regularly maintained class V highways in the state as of that date. Any city or town which applies for the aid provided in this apportionment which raises an appropriation or sets aside an amount equal to not less than fifteen per cent of the apportionment made to it in apportionment (a).

Amend section 9 of said bill by renumbering and by striking out the same and inserting in place thereof the following new section:

5. *Takes Effect.* The provisions of sections 2 and 3

shall take effect upon the passage of this act. The remaining provisions of this act shall take effect as of September 1, 1957.

We, the undersigned, a Minority of the Committee on Ways and Means, to whom was referred House Bill No. 269, An Act relative to the construction, reconstruction and betterment of Class I, II, IV and V highways, having considered the same, and being unable to agree with the majority, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN G. THOMPSON,
EDWARD W. MORRIS,
ALBERT N. DION,
DENIS F. CASEY,
JOHN J. KEARNS,
A Minority of the Committee.

The undersigned, a Minority of the Committee on Ways and Means, to whom was referred House Bill No. 269, An Act relative to the construction, reconstruction and betterment of Class I, II, IV and V highways, having considered the same, and being unable to agree with the majority, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act providing for additional motor vehicle roal toll, to be expended on town highways.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Additional Motor Vehicle Road Toll.* Amend RSA 265 by inserting after section 7 the following new section: 265:7-a. *Additional Toll for Town Roads.* In addition to the five cents per gallon of motor road tolls as imposed by the provisions of this chapter, an additional road toll of one cent per gallon is hereby imposed for the purpose of this section. Notwithstanding any other provisions of law, said additional road toll shall be kept in a separate fund and distributed to the cities and towns once in every three months. Said additional road toll shall be used for the reconstruction, construction and maintenance, including snow removal and

sanding, of class IV and class V roads. The distribution hereunder shall be according to the number of miles of such class IV and V roads in the respective city or town.

2. *Takes Effect.* This act shall take effect as of September 1, 1957.

NATHAN T. BATTLES,
A Minority of the Committee.

The reports were accepted.

Mr. Battles of Kingston moved that the first minority report "Inexpedient to legislate" be substituted for the report of the majority "Ought to pass with amendment".

The question being on the motion to substitute.

(Discussion ensued)

Mr. Bradley of Hanover responded to questions by Mr. Craig of Manchester.

Mr. Craig of Manchester spoke in favor of the motion.

Mrs. Miner of Meredith spoke against the motion.

(Mr. Deans of Milford in the Chair)

Mr. Bloomfield of Claremont spoke against the motion.

(Speaker in the Chair)

Mr. Rathbone of Exeter spoke in favor of the motion.

Messrs. Plumer of Bristol, Pillsbury of Manchester, Malley of Somersworth, McMeekin of Haverhill and Pickett of Keene spoke against the motion.

The question being on the motion to substitute.

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Craig of Manchester requested a division.

A division being had, the results were so manifestly in the negative that the motion to substitute did not prevail.

Mr. Battles of Kingston moved that the second minority report "ought to pass with amendment" be substituted for the report of the majority "ought to pass with amendment."

The question being on the motion.

(Discussion ensued)

Mr. Battles of Kingston spoke in favor of the motion.

Mr. Bradley of Hanover spoke against the motion.

Mr. Eaton of Mason spoke in favor of the motion.

At 12:55 o'clock the Chair declared a recess until 1:40 o'clock.

Recess

After Recess

The House reconvened at 1:40 o'clock.

The question being on the motion to substitute offered by Mr. Battles of Kingston.

(Discussion ensued)

Messrs. McMeekin of Haverhill and Pillsbury of Manchester spoke against the motion.

The question being on the motion to substitute.

Mr. Battles of Kingston demanded the Yeas and Nays and the roll was called with the following result:

Nays, 245

ROCKINGHAM COUNTY: Griffin, Persson, Tenney, Shattuck, Clark of Derry, Nickerson of East Kingston, Blair, Eastman of Exeter, Eldredge, Merrill, Spollett, Lougee, Parmenter, Sheehy, Mott, Cheney of Newton, Carter, Pinkham, Palmer, Wood, Foote, Hayes, Joyce, Wardwell, Blaisdell, Landrigan, Philbrick, Haigh, Willis.

STRAFFORD COUNTY: Berry, Blanchette, Leighton, Wiggin of Dover, Desjardins, LaBonte, Dunnington, Webb, Connell, Murphy, Littlehale, Stearns, Moulton, Maxfield, Nelson of Rochester, Lacasse of Rochester, St. Pierre, Currier, Clement, Varney, Valliere, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, Morin, Simoneau, Tilton, Lucier, Burkank, Dana, Varrell, Miner, Smith of Meredith, Atwood, Metcalf.

CARROLL COUNTY: Morrill, Chandler, Hill, Roberts, Lamprey, Claflin.

MERRIMACK COUNTY: Kenevel, Vaughn of Bow, Moore, Bates, Allen, Lafford, Davis of Concord, Henry, Cheney of Concord, Lessels, Tiffany, Jewett, Saltmarsh, Barnard, Cilley, Maxham, Walker, Comi, Rufo, Sargent, Bunten, Nutter, Broadhurst, Kenney, Leonard, Mason, DuDevoir, Mulaire, Nel-

son of Hopkinton, Jenkins, Gay of New London, Wilman, Woodbury, Ayer, Young, Bigelow.

HILLSBOROUGH COUNTY: Wiggin of Bedford, Hambleton, Jennings, Poore, Pickering, Crosby, Williams of Hollis, Abbott, Gallagher, Paul, Ainley, Danforth, Pillsbury, Robb, Nerbonne, Sullivan, Nolan, Betley, Smith of Manchester, Walsh, Callahan, Clancy, O'Connor, Leclerc of Manchester, ward 7, Tessier, Delisle, Cary, Morris, Gilmartin, King, Hurley, Nalette, Soucy of Manchester, ward 12, Crowley, Deans, Hutchinson, Cooper, Cummings, Ramsdell Saunders, Trombly, Brosnahan, Maynard, Marcoux, Chartrain, Latour, Sabluski, Dumais, Locke, Rice.

CHESHIRE COUNTY: Washburn, Post, Clark of Harrisville, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Codding, Faulkner, Farr, Oliver, Tolman, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Bradbury, Russell of Claremont, Angus, Monblo, D'Amante, Desnoyer, Davis of Cornish, Reney, Rowell, Vaughan of Newport, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Bucklin, Plumer, Willey, Sanborn of Enfield, Peabody, Nettleton, Bradley, Duke, Hayward, Larty, McMeekin, Morse, Chamberlain, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Collyer, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Barney, Sawyer of Woodstock.

COOS COUNTY: Fortier, Fontaine, Gagnon, Lacasse of Berlin, Heath, Alls, Graham of Gorham, Keough, Cornelius, Swett of Lancaster, Potter, Bushey, Hersom, Richardson, Kidder, Placy, Taylor.

Yeas, 65

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Batchelder, Bisbee, Rathbone, Eastman of Kensington, Battles, Labranche, Perkins Dondero, Russell of Portsmouth, Felch.

STRAFFORD COUNTY: Maloomian, Cormier.

BELKNAP COUNTY: Lacaillade, McCarthy, O'Shan.

CARROLL COUNTY: Davis of Conway.

MERRIMACK COUNTY: Baron, Turner, Burke of Franklin, Ayotte, Chadwick.

HILLSBOROUGH COUNTY: Bragdon, Adams of Greenfield, Fortin, Warren, Geisel, Winston, Casey, Ecker, Healy of Manchester, ward 6, Craig, Dion of Manchester, Gelinas, Lesmerises, Eaton of Mason, Peaslee of Merrimack, Falconer, Thibault of Nashua, Belcourt, Ayers, Dufour, Dionne of Nashua, Ryan, Bouley, Dugas, Jean, Bouthillier, Thompson of New Ipswich, Street, Eastman of Weare.

CHESHIRE COUNTY: Pike, Smith of Hinsdale, Ostlund, Terry.

SULLIMAN COUNTY: Riley, Karr of Newport.

GRAFTON COUNTY: Graham of Canaan, Williams of Grafton, Anderson.

COOS COUNTY: Russell of Berlin, Christiansen, Rix, Stinson.

Pairs

Mr. Sheridan of Berlin voting Yes, paired with Mr. Peever of Salem voting No.

And the motion to substitute did not prevail.

The question being on the amendment offered by the committee.

Mr. Pillsbury of Manchester requested a division of the question but subsequently withdrew his request.

Mr. Soucy of Manchester, Ward 1, requested a division of the question.

The Chair ruled that the amendment would be acted upon section by section.

The question being on the following portion of the committee amendment:

Amend the title of said bill by striking out said title and inserting in place thereof the following:

An Act relative to motor vehicle road tolls and to maintenance allotment by state for class IV and V highways.

Amend said bill by striking out sections 1, 2, 3 and 4.

Further amend said bill by striking out section 5 and renumbering to read section 1 and inserting in place thereof the following:

1. *Motor Vehicle Road Tolls.* Amend RSA 265 by inserting after section 5 the following new section: 265:5-a. *Additional Toll.* In addition to the motor vehicle road tolls now imposed pursuant to the provisions of section 4 hereof and the supplemental road toll now imposed pursuant to the provisions of section 5 hereof an additional road toll of one cent per gallon is hereby imposed for the purposes of this chapter so that from and after the effective date hereof the motor vehicle road tolls of this state shall total six cents per gallon.

Mr. Soucy of Manchester, Ward 1, offered the following amendment to the foregoing portion of the committee's amendment:

Amend section 1 by inserting after the word "imposed" the words, for a period of twenty-four months beginning the first day of the month following the passage of this act, so that said section as amended shall read as follows:

1. *Motor Vehicle Road Tolls.* Amend RSA 265 by inserting after section 5 the following new section: 265:5-a, *Additional Toll.* In addition to the motor vehicle road tolls now imposed pursuant to the provisions of section 4 hereof and the supplemental road toll now imposed pursuant to the provisions of section 5 hereof an additional road toll of one cent per gallon is hereby imposed for a period of twenty-four months beginning the first day of the month following the passage of this act for the purposes of this chapter so that from and after the effective date hereof the motor vehicle road tolls of this state shall total six cents per gallon.

The question being on the amendment to the amendment.

(Discussion ensued)

Messrs. Soucy of Manchester, Ward 1, and Pickett of Keene spoke in favor of the amendment to the amendment.

Personal Privilege

The Chair recognized Mr. Soucy of Manchester, Ward 1, on a point of personal privilege so that Mr. Soucy might explain certain errors in his remarks.

Mr. Soucy of Manchester, Ward 1, answered numerous questions by Mr. Pillsbury of Manchester.

Mr. Soucy of Manchester, Ward 1, withdrew the pending amendment to the amendment and offered the following substitute amendment to the amendment:

Amend section 1 by inserting after the word "imposed" the words, for a period of forty-eight months beginning the first day of the month following the passage of this act, so that said section as amended shall read as follows:

1. *Motor Vehicle Road Tolls.* Amend RSA 265 by inserting after section 5 the following new section: 265:5-a. *Additional Toll.* In addition to the motor vehicle road tolls now imposed pursuant to the provisions of section 4 hereof and the supplemental road toll now imposed pursuant to the provisions of section 5 hereof an additional road toll of one cent per gallon is hereby imposed for a period of forty-eight months beginning the first day of the month following the passage of this act for the purposes of this chapter so that from and after the effective date hereof the motor vehicle road tolls of this state shall total six cents per gallon.

The question being on the substitute amendment to the amendment.

(Discussion ensued)

Messrs. Pillsbury of Manchester and Pickett of Keene spoke in favor of the amendment to the amendment.

(Mr. Green of Manchester in the Chair)

Messrs. Scamman of Stratham and Giesel of Manchester spoke in favor of the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the first portion of the committee's amendment as amended.

On a *viva voce* vote the first portion of the committee's amendment as amended was adopted.

The question now being on the following portion of the committee's amendment:

Further amend said bill by renumbering section 6 to read section 2.

Further amend said bill by striking out section 7 and renumbering to read section 3, and inserting in place thereof the following:

3. *Class V Highways.* Amend RSA 241:11 (supp) as amended by 1955, 311:3 by striking out the word "twenty" in the fifth line and inserting in place thereof the word, twelve, so that said section as amended shall read as follows: 241:11. *Maintenance Allotment by State.* In addition to any funds hereinbefore apportioned for construction and reconstruction purposes, the commissioner, in the month of July in each year, shall allot to each town a sum sufficient, when added to the amount which would be derived by a tax of twelve cents on each one hundred dollars of the town's last equalized valuation, to equal one hundred fifteen dollars for each mile of regularly maintained class V highway in such towns. The sums so allotted shall be used for the care and maintenance class V highways and for no other purposes, under the supervision of the commissioner, and shall be expended in accordance with specifications provided by the commissioner under the direction of a person or persons appointed by the selectmen of the town.

Mr. Pickett of Keene moved that further consideration of the foregoing portion of the committee amendment be indefinitely postponed.

(Conference at the Chair)

Mr. Pickett of Keene withdrew his motion to indefinitely postpone and the Chair withdrew the question as previously stated.

The question being on the following portion of the committee's amendment:

Further amend said bill by renumbering section 6 to read section 2.

On a *viva voce* vote the foregoing portion of the committee's amendment was adopted.

The question now being on the following portion of the committee's amendment:

Further amend said bill by striking out section 7.

On a *viva voce* vote the foregoing portion of the committee's amendment was adopted.

The question being on the following portion of the committee's amendment:

and renumbering to read section 3, and inserting in place thereof the following:

3. *Class V Highways.* Amend RSA 241:11 (supp) as amended by 1955, 311:3 by striking out the word "twenty" in the fifth line and inserting in place thereof the word, twelve, so that said section as amended shall read as follows: 241:11. *Maintenance Allotment by State.* In addition to any funds hereinbefore apportioned for construction and reconstruction purposes, the commissioner, in the month of July in each year, shall allot to each town a sum sufficient, when added to the amount which would be derived by a tax of twelve cents on each one hundred dollars of the town's last equalized valuation, to equal one hundred fifteen dollars for each mile of regularly maintained class V highway in such towns. The sums so allotted shall be used for the care and maintenance class V highways and for no other purposes, under the supervision of the commissioner, and shall be expended in accordance with specifications provided by the commissioner under the direction of a person or persons appointed by the selectmen of the town.

Mr. Soucy of Manchester, Ward 1, moved that further consideration of the foregoing portion of the committee's amendment be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Malley of Somersworth and Chandler of Bartlett spoke in favor of the motion.

Mr. Bradley of Hanover answered numerous questions by Mr. Deans of Milford and Mr. McMeekin of Haverhill.

Messrs. Pillsbury of Manchester and Pickett of Keene spoke in favor of the motion.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

The question now being on the following portion of the committee's amendment:

Further amend said bill by renumbering section 8 and striking out the same so that said section as amended shall read as follows:

4. *Town Highway Aid.* Amend RSA 241:2 (supp) as amended by 1955, 333:3 by inserting at the end thereof the following new paragraph:

(d) *Apportionment D.* In addition to the sums apportioned to cities and towns under the provisions of apportionment (a) hereof, the commissioner shall apportion a sum of not less than one hundred thousand dollars for Class IV highways based on the proportion which the mileage of regularly maintained class IV highways in that city or town bears to the total mileage of regularly maintained class IV highways in the state as of that date and a sum of not less than one hundred thousand dollars for class V highways based on the proportion which the mileage of regularly maintained class V highways in that city or town bears to the total mileage of regularly maintained class V highways in the state as of that date. Any city or town which applies for the aid provided in this apportionment which raises an appropriation or sets aside an amount equal to not less than fifteen per cent of the apportionment made to it in apportionment (a).

Mr. Pillsbury of Manchester moved that the foregoing portion of the committee's amendment be indefinitely postponed.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

The question now being on the following portion of the committee's amendment:

Amend section 9 of said bill by renumbering and by striking out the same and inserting in place thereof the following new section:

5. *Takes Effect.* The provisions of sections 2 and 3 shall take effect upon the passage of this act. The remaining provisions of this act shall take effect as of September 1, 1957.

Mr. Pillsbury of Manchester offered the following substitute amendment to the foregoing portion of the committee's amendment:

Amend section 3 of said bill by striking out said section and inserting in place thereof the following:

3. *Takes Effect.* The provisions of this act shall take effect as of September 1, 1957.

On a *viva voce* vote the substitute amendment was adopted.

The question now being on the foregoing portion of the committee's amendment as amended.

On a *viva voce* vote said portion of the committee's amendment as amended was adopted.

The question being, Shall the bill be read a third time?

Mr. Belcourt of Nashua demanded the Yeas and Nays and the roll was called with the following result:

Yeas, 220

HILLSBOROUGH COUNTY: Hambleton, Jennings, Poore, Fortin, Pickering, Crosby, Paul, Warren, Ainley, Green, Soucy of Manchester, ward 1, Danforth, Dewey, Geisel, Pillsbury, Nolan, Smith of Manchester, Callahan, Gilmartin, King, Eaton of Mason, Deans, Hutchinson, Locke, Rice.

CHESHIRE COUNTY: Washburn, Post, Clark of Harrisville, Gordon, Spofford, Haley, Terrill, Winch, McCullough, Wheeler, Bennett, Codding, Faulkner, Farr, Pickett, Oliver, Tolman, Swett of Sullivan, Bouvier, Kershaw, Congdon, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Bloomfield, Bradbury, Russell of Claremont, Angus, Monblo, Nahil, Desnoyer, Davis of Cornish, Reney, Chivers, Merrifield, Crane.

GRAFTON COUNTY: Pryor, Plumer, Graham of Canaan, Sanborn of Enfield, Peabody, Nettleton, Bradley, Duke, Hayward, Larty, McMeekin, Morse, Chamberlain, Adams of Lebanon, Cole, Jones, Porter, Townsend, Whipple, Collyer, Armstrong, Kelley of Littleton, Martin, Haskins, Bell, Loizeaux, Barney, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Roy, Sheridan, Brungot, Fontaine, Gagnon, Lacasse of Berlin, Alls, Rix, Graham of Gorham, Cornelius, Swett of Lancaster, Potter, Hersom, Richardson, Kidder, Placy, Stinson, Gould, Taylor.

ROCKINGHAM COUNTY: Griffin, Persson, Tenney, Shattuck, Batchelder, Bisbee, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Lougee, Parmenter, Sheehy, LaBranche, Sewall, Cheney of Newton, Carter, Pinkham, Perkins, Wood, Foote, Hayes, Murch, Joyce, Wardwell, Blaisdell, Philbrick, Haigh, Willis.

STRAFFORD COUNTY: Berry, Blanchette, Leighton, Wiggin of Dover, LaBonte, Dunnington, Webb, Connell, Murphy, Brown of Durham, Littlehale, Stearns, Dawson, Moulton, Maxfield, Nelson of Rochester, St. Pierre, Currier, Clement, Varney, Valliere, Malley, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Matheson, Lord, LaCaillade, Tilton, Burbank, Dana, Varrell, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Lamprey, Peaslee of Wakefield, Claflin.

MERRIMACK COUNTY: Keneval, Vaughn of Bow, Turner, Bates, Allen, Lafford, Davis of Concord, Henry, Cheney of Concord, Lessels, Tiffany, Jewett, Saltmarsh, Barnard, Cilley, Maxham, Walker, Comi, Rufo, Sargent, Nutter, Broadhurst, Kenney, Ayotte, Leonard, Mason, Mulaire, Nelson of Hopkinton, Jenkins, Gay of New London, Wilman, Ayer, Chadwick, Bigelow.

Nays, 99

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Adams of Greenfield, Williams of Hollis, Abbott, Gallagher, Robb, Dwyer, Nerbonne, Sullivan, Winston, Betley, Healy of Manchester, ward 5, Walsh, Casey, Clancy, Ecker, Healy of Manchester, ward 6, O'Connor, LeClerc of Manchester, ward 7, Tessier, Craig, Delisle, Cary, Morris, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Crowley, Peaslee of Merrimack, Falconer, Cooper, Cummings, Ramsdell, Saunders, Record, Thibault of Nashua, Belcourt, Brosnahan, Dufour, Maynard, Dionne of Nashua, Marcoux, Chartrain, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Thompson of New Ipswich, Street, Eastman of Weare.

CHESHIRE COUNTY: Pike, Smith of Hinsdale, Ostlund.

SULLIVAN COUNTY: Riley, Karr of Newport, Vaughan of Newport.

GRAFTON COUNTY: Bucklin, Williams of Grafton, Anderson.

COOS COUNTY: Christiansen, Heath, Keough, Bushey.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Blair, Eldredge, Rathbone, Spollett, Eastman of Kensington, Battles, Palmer, Barrett, Dondero, Sadler, Russell of Portsmouth, Landrigan.

STRAFFORD COUNTY: Desjardins, LaCasse of Rochester.

BELKNAP COUNTY: McCarthy, Morin, Simoneau, Lucier.

CARROLL COUNTY: None.

MERRIMACK COUNTY: Baron, Moore, Bunten, Buke of Franklin, DuDevoir, Thibeault of Pembroke.

And the bill was ordered to a third reading.

Mr. Pickett of Keene moved that the rules of the House be so far suspended as to put House Bill No. 269 on third reading and final passage at the present time.

On a *viva voce* vote the motion prevailed.

House Bill No. 269 was read a third time, passed, and sent to the Senate for concurrence.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 269, An Act relative to construction, reconstruction and betterment of Class I, II, IV and V highways.

On a *viva voce* vote the motion to reconsider did not prevail.

Mrs. Brungot of Berlin and Mr. Murch of Portsmouth who were not present at the time of the roll call vote on the motion offered by Mr. Battles of Kingston that the report of the minority "ought to pass with amendment" be substituted for the report of the majority "ought to pass with amendment" on House Bill No. 269, An Act relative to construction, reconstruction and betterment of Class I, II, IV and V highways, desired to have it recorded in the Journal that had they been present they would have voted no on the question.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 416, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1958.

(The Senate amendments to the foregoing bill are printed as a supplement to today's Journal).

The Senate concurs with the House of Representatives in the passage of the following entitled bill with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 417, An Act making appropriations for the expenses of the State of New Hampshire for the year ending June 30, 1959.

(The Senate amendments to the foregoing bill are printed as a supplement to today's Journal).

On motion of Mr. Walker of Concord the House voted to non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference on House Bill Nos. 416 and 417.

The Chair appointed Mrs. Atwood of Sanbornton and Messrs. Walker of Concord, Bell of Plymouth, Rowell of Newport and Craig of Manchester as conferees on the part of the House for both bills, ie. House Bills 416 and 417.

Mr. McMeekin of Haverhill moved that the remaining items of business on today's calendar be put over until tomorrow morning.

On a *viva voce* vote the motion prevailed.

Resolutions

Mr. Nalette of Manchester offered the following resolution:

Whereas, tomorrow, July 18, 1957, is the 80th birthday of Louis J. Soucy, Representative from Ward 12, Manchester, therefore be it

Resolved, that we, the members of the House of Representatives, hereby extend our congratulations to our fellow member and wish him many more Happy Birthdays, and be it further

Resolved, that the Clerk of the House transmit to Representative Soucy a copy of these resolutions.

On a *viva voce* vote, the resolution was unanimously adopted.

Report of the Committee on Engrossed Bills

The Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolutions:

House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover.

House Bill No. 338, An Act to establish the city of Lebanon.

House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively for farm purposes.

House Bill No. 395, An Act relative to Belknap recreational area.

House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society, and the charter of the Keene Academy.

House Bill No. 441, An Act relative to constitutional amendment ballots.

House Bill No. 445, An Act legalizing a certain budget hearing of the Carroll County Convention and budget meetings held pursuant thereto.

Senate Bill No. 49, An Act relative to the industrial park authority.

Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

Senate Bill No. 149, An Act relative to the appropriation of money at town meetings.

Senate Bill No. 158, An Act relative to probate courts.

Senate Bill No. 174, An Act relative to use of funds held by the trustees of the Boscawen Academy in Boscawen.

House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith.

House Joint Resolution No. 59, Joint Resolution in favor of George Lindh and Odd Koppang.

House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III, Ralph W. Kelley and Louis Blatt.

Senate Bill No. 193, An Act relative to membership in the council on resources and development.

Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon school district and to permit it to borrow a certain sum of money.

House Bill No. 407, An Act to revise the charter of the city of Rochester.

House Bill No. 438, An Act relating to the Franklin police force.

House Bill No. 443, An Act to repeal charters of certain corporations.

Resolution

Mr. Pickett of Keene offered the following resolution:

Whereas, the only departments created to advise and counsel the members of the Legislature appear to be the Attorney General's Office and the Tax Commission, and

Whereas, it is a common practice on the part of the department officials or their subordinates to appear before legislative committees for the purpose of influencing their decisions, and they are frequently seen on the floor of the House before the convening in a capacity of lobbying, be it hereby

Resolved, that the department heads other than those cited above be instructed to appear before committees only upon request of the chairman or a member of to enlighten the committee, and they be further restricted from the business of lobbying on the floor of the House at any time, and they be further instructed to remain back of their desks to render the service to the people of New Hampshire for which their particular job was created.

The foregoing resolution was referred to the Committee on Executive Departments and Administration.

Mr. Pickett of Keene moved that the order whereby the foregoing resolution was referred to the Committe on Executive Departments and Administration be vacated and that consideration of the resolution be made in order at the present time.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the motion.

Mr. Pillsbury of Manchester spoke against the motion.

Mr. Pickett of Keene then withdrew his pending motion.

On motion of Mrs. Hill of Conway the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be to meet tomorrow morning at 11:00 o'clock.

Third Readings

The following House bills were severally read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 447, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1958, and providing funds for highway improvements.

House Bill No. 448, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1959, and providing funds for highway improvements.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed House Bill No. 447 and House Bill No. 448.

On a *viva voce* vote the motion to reconsider did not prevail.

On motion of Mrs. Williams of Grafton the House adjourned at 4:25 o'clock.

The following is a Supplement to the House Journal of July 17, 1957. Senate Amendments to House Bills No. 416 and No. 417.

Senate Amendments to House Bill No. 416

Amend section 1 of said bill as follows:

Amend said bill by striking out the paragraph relative to appropriations for the legislative branch and inserting in place thereof the following:

A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including $34,853.00 for the office of legislative budget assistant to the appropriations and finance committees, and $6,500.00 for the office of assistant to the senate finance committee as follows: (Salary of legislative budget assistant $9,700,00, other personal services $21,403.00, current expenses $850.00, travel $800,00, equipment $100.00, other expenditures $2,000.00*). (Salary of assistant to senate finance committee $6,000.00, other expenditures $500.00).

	$325,000.00
Legislative council†	2,500.00
Council of state governments	2,500,00
Total for legislative branch	$330,000.00

* The sum herein appropriated, or so much as may be necessary, shall be expended by the legislative budget assistant for the purpose specified. The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of paragraph II, section 31, chapter 14, RSA, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

† The funds in this appropriation shall not lapse but shall be available for expenditures in the following year.

Amend the bill in the appropriation for the executive branch in the paragraph, Office of governor: by inserting after "Rent, light, heat for governor's Concord home 2,000.00" the words and figures, Rent and moving charges for certain state departments 1,540.00; further amend said paragraph by strik-

ing out the words and figures, Total for governor's office $56,500.00 and inserting in place thereof, Total for governor's office $58,040.00.

Amend the bill in the appropriation for executive branch in the paragraph, Executive council: by striking out the words and figure, "Personal services-per diem $8,400.00" and inserting in place thereof, Personal services-per diem $11,300.00; further amend said paragraph by striking out the word and figure "Travel 2,500.00" and inserting in place thereof, Travel 3,400.00; further amend said paragraph by striking out the words and figure, "Total for executive council 11,200.00" and inserting in place thereof, Total for executive council 15,000.00.

Further amend the amendment in the appropriation for executive branch by striking out the words and figure "Total for executive branch $145,800.00" and inserting in place thereof, Total for executive branch $151,140.00.

Amend the bill in the appropriation for adjutant general's department the paragraph Central administrative office: by striking out the words and figure Salary of adjutant general $7,725.12 and inserting in place thereof, Salary of adjutant general $8,123.22.

Further amend the appropriation for adjutant general's department in the paragraph Central administrative office by striking out the word and figure, Total $35,036.14 and inserting in place thereof $35,434.24; by striking out the words and figure, Total for adjutant general's department $317,597.12 and inserting in place thereof, Total for adjutant general's department $317,995.22; and by striking out Net appropriation $273,359.35 and inserting in place thereof Net appropriation $273,757.45.

Amend the bill in the appropriation for administration and control, in the paragraph, Division of buildings and grounds, by striking out the words and figure, Personal services $111,287.66 and inserting in place thereof, Personal services $112,537.66; further amend said paragraph by striking out the word and figure, Total 195,995.41 and inserting in place thereof, Total 197,245.41.

Further amend the appropriation for administration and

control by striking out the words and figure, Total for administration and control $626,277.88 and inserting in place thereof, Total for administration and control $627,527.88; further amend by striking out the words and figure, Net appropriation $623,277.88 and inserting in place thereof, Net appropriation $624,527.88.

Amend the bill in the appropriation for department of agriculture in the paragraph, Office of commissioner by striking out the word and figure, Equipment 1,600.00 and inserting in place thereof the word and figure, Equipment 1,800.00; further amend said paragraph by striking out the word and figure, Total $57,815.34 and inserting in place thereof the word and figure, Total $58,015.34.

Amend the bill in the appropriation for department of agriculture, in the paragraph, Division of markets and standards, by striking out the word and figure Equipment 5,200.00 and inserting in place thereof the word and figure, Equipment 5,000.00; further amend said paragraph by striking out the word and figure, Total 48,482.69 and inserting in place thereof the word and figure, Total 48,282.69.

Amend the bill in the appropriation for forestry division (forestry and recreation) in the paragraph for district fire supervision by striking out the words and figure Current expenses 18,919.50 and inserting in place thereof the words and figure Current expenses 18,819.50; further amend said paragraph by striking out the word and figure, Total $117,889.32 and inserting in place thereof Total $117,789.32; further amend said paragraph by striking out the words and figure, Net appropriation 52,562.32 and inserting in place thereof, Net appropriation 52,462.32.

Amend the bill in the appropriation for forestry division (forestry and recreation) in the paragraph for Lookout stations: by inserting after the word "stations" the following reference mark ***, and by inserting at the end of the paragraph the following footnote:

Note: *** For the purpose of repairing and rehabilitating lookout tower on Smarts Mountain in Lyme, the forestry and recreation commission is hereby authorized to expend any

funds remaining in the appropriation for lookout stations for the fiscal year ending June 30, 1957.

Amend the bill in the appropriation for forestry division (forestry and recreation in the paragraph for Forest improvement fund: Administration: by striking out the words and figure, Personal services $27,484.22 and inserting in place thereof the words and figure, Personal services ***28,344.00; further amend said paragraph for Forest improvement fund: State forest operation; by striking out the words and figure, Chopping, hauling, yarding 20,000.00 and inserting in place thereof, Chopping, hauling, yarding 16,568.00; further amend said paragraph by striking out the word and figure, Total $75,746.02 and inserting in place thereof, Total $73,173.80; further amend said paragraph by striking out the words and figure, Less revenue and balance **75,631.88 and inserting in place thereof, Less revenue and balance **73,059.66; further amend said paragraph by inserting at the end thereof the following footnote:

Note *** Of this amount $3,420.00 shall be for the annual salary of a Forest Superintendent within this division of the department. The Forest Superintendent shall be entitled to any salary increase granted at the 1957 session to classified state employees within this classification.

Further amend the bill in the appropriation for forestry division by striking out the word and figure, Total for forestry $216,205.85 and inserting in place thereof, Total for forestry $216,105.85.

Amend the bill in the appropriation for department of health, in the paragraph, Administration: state by striking out said paragraph and inserting in place thereof a new paragraph as follows:

Administration: state	
Salary of health officer	$10,516.74
Other personal services	20,829.78
Current expenses	6,944.00
Travel	600.00
Total	$38,890.52

Less credit transfers	3,820.00	
Net appropriation		$35,070.52

Further amend the appropriation for department of health, in the paragraph, Public health nursing: state, by striking out said paragraph and inserting in place thereof a new paragraph as follows:

Public health nursing: state		
Personal services	†$52,894.02	
Current expenses	567.95	
Travel	3,000.00	
Total		56,461.97

† Of this amount $3,120.00 shall be for the salary of a registered nurse to serve on a full-time basis in the first aid room in the State House. Said nurse shall be entitled to any salary increase granted to the state classified service for this classification by the 1957 session of the general court.

Amend the bill in the appropriation for the department of health, in the paragraph, maternal and child health and crippled children's services, state, by striking out the words and figure Convalescent care and clinics †60,000.00 and inserting in place thereof, Convalescent care and clinics †50,000.00; further amend said paragraph by striking out the word and figure, Total 115,129.26 and inserting in place thereof, Total 105,129.26; further amend said paragraph by adding at the end thereof the following footnote:

Note: It is the intent of the legislature that the amount herein appropriated for convalescent care and clinics may be expended for the purpose specified at any institution which can prove to the satisfaction of the department of health its qualifications as a rehabilitation center.

Amend the bill in the appropriation for the department of health, in the paragraph, food and chemistry: state, by striking out said paragraph and inserting in place thereof the following:

Food and chemistry: state		
Personal services	$55,084.31	
Current expenses	3,970.00	
Travel	12,200.00	
Equipment	7,370.00	
Total		78,624.31

Amend the amendment in the appropriation for department of health, in the paragraph, Sanitary engineering: state, by striking out said paragraph and inserting in place thereof the following:

Sanitary engineering: state		
Personal services	$47,723.12	
Current expenses	3,959.00	
Travel	7,125.00	
Total		58,807.12

Further amend the appropriation for the department of health, in the paragraph, Commission on alcoholism: state, by striking out the words and figure, Personal services $57,-470.77 and inserting in place thereof the words and figure, Personal services $57,120.77. Further amend the paragraph for Commission on alcoholism: state, by striking out the word and figure, Total 80,620.77 and inserting in place thereof the word and figure, Total 80,270.77.

Further amend the appropriation for department of health by striking out the words and figure, Total for department of health: state $577,387.16 and inserting in place thereof, Total for department of health: state $571,057.16.

Amend the bill in the appropriation for the barbers board by adding at the end thereof the following footnote:

Note: Within this department any excess of revenue over $4,945.00 may be expended for the salary of part-time Clerk typist I, not to exceed $800.00.

Amend the bill in the appropriation for insurance department, in the paragraph Rating division, by striking out the words and figure, Personal services *$9,580.30 and inserting in place thereof the words and figure, Personal services

$6,080.30; further amend said paragraph by striking out the words and figure, Total 11,615.30 and inserting in place thereof, Total 8,115.30; further amend said paragraph by striking out the footnote relating thereto.

Further amend the bill in the appropriation for the insurance department by striking out the words and figure, Total for insurance department $66,782.85 and inserting in place thereof $63,282.85; further amend said appropriation by striking out the words and figure, Less estimated revenue 2,000.00, and inserting in place thereof, *Less estimated revenue 2,000.00; further amend by striking out the words and figure, Net appropriation $64,782.85 and inserting in place thereof, Net appropriation $61,282.85; further amend by adding the following footnote:

* Notwithstanding the provisions of RSA 331:3 monies received from payment of fees under RSA 331 may be used for purposes of the insurance department to the amount of this estimate.

Amend the bill in the appropriation for department of labor, in the paragraph, Office of commissioner, by striking out the words and figure, Current expenses 1,276.00 and inserting in place thereof, Current expenses 2,076.00; further amend said paragraph by striking out the word and figure Total $18,372.59 and inserting in place thereof, Total $19,172.59.

Further amend the appropriation for department of labor, in the paragraph Inspections division: by striking out the words and figure, Personal services $29,401.92 and inserting in place thereof, Personal services $32,401.14; further amend said paragraph by striking out the word and figure, Total 39,271.92 and inserting in place thereof, Total 42,222.14.

Further amend the appropriation for department of labor, in the paragraph Workmen's compensation by striking out the words and figure Personal services $20,756.66 and inserting in place thereof, Personal services $23,706.88; further amend said paragraph by striking out the word and figure, Total 24,203.16 and inserting in place thereof, Total 27,153.38.

Further amend the appropriation for department of labor,

by striking out the words and figure, Total for department of labor, $81,947.67 and inserting in place thereof, Total for department of labor, $88,648.11; further amend said appropriation by adding at the end thereof the following footnote:

Of this amount $2,950.22 has been added for the purpose of providing a Clerk stenographer III position within the inspections division, and $2,950.22 for a Clerk IV position within the workmen's compensation division.

Amend the bill in the appropriation for public welfare, in the paragraph Field services: by striking out the words and figure, Current expenses 42,546.00 and inserting in place thereof, Current expenses 44,046.00; further amend said paragraph by striking out the word and figure, Total 456,270.26 and inserting in place thereof, Total 457,770.26.

Further amend the appropriation for public welfare by striking out the words and figure, Total for public welfare $2,716,056.17 and inserting in place thereof, Total for public welfare $2,717,556.17; further amend by striking out the words and figure, Net appropriation $2,354,009.23 and inserting in place thereof, Net appropriation $2,355,509.23.

Amend the bill in the appropriation for veterans council by striking out and inserting in place thereof the following:

For veterans council:		
Personal services	$10,223.86	
Current expenses	828.00	
Travel	2,900.00	
Equipment	120.00	
Other expenditures:		
Veterans burials	4,500.00	
Total		$18,571.86

Amend the bill in the appropriation for recreation division (forestry and recreation) by inserting after "Net appropriation 0.00" the following footnotes:

Note: In this appropriation any revenue in excess of the estimate shall be available for such further expenditures as the governor and council shall approve.

Note: In purchasing supplies for resale under this division, preference shall be given to the purchase of products (1) manufactured in New Hampshire, and (2) products distributed by resident persons, firms, or corporations, in that order.

Amend the bill in the appropriation For secretary of state in the paragraph Office of secretary: by striking out the words and figure, Other personal services 28,043.76 and inserting in place thereof, Other personal services 30,633.76. Further amend said paragraph by striking out the word and figure, Total $47,648.01 and inserting in place thereof, Total $50,238.01.

Further amend the appropriation For secretary of state in the paragraph Elections: by striking out Current expenses *17,100.00 and inserting in place thereof Current expenses 16,600.00; further amend said paragraph by striking out the word and figure, Total 17,650.00 and inserting in place thereof, Total 17,150.00.

Further amend the appropriation For secretary of state by striking out the words and figure, Total for secretary of state $72,982.07 and inserting in place thereof, Total for secretary of state $75,072.07; and by striking out the footnote at the end thereof.

Amend the bill in the appropriation For state library in the paragraph Administration: by striking out the word and figure, Equipment 16,498.00 and inserting in place thereof, Equipment 17,498.00; further amend said paragraph by striking out, Total $126,946.30 and inserting in place thereof, Total $127,946.30.

Further amend the appropriation For state library by striking out, Total for state library $145,492.30 and inserting in place thereof, Total for state library $146,492.30.

Amend the bill in the appropriation For state treasury in the paragraph Office of the treasurer; by striking out the words and figure, Current expenses 17,189.20 and inserting in place thereof, Current expenses 18,659.20; further amend said paragraph by striking out, Total $85,896.67 and inserting in place thereof, Total $87,366.67.

Amend the bill in the appropriation For state treasury in the paragraph Highway division: by striking out the paragraph and inserting in place thereof the following:

Highway division:		
Personal services	$9,672.29	
Current expenses	7,130.00	
Other expenditures:		
Retirement and OASI	490.39	
Total	$17,292.68	
Less transfer from highway fund	17,292.69	
Net appropriation		0.00

Further amend the appropriation for state treasury by striking out, Total for state treasury $123,091.94 and inserting in place thereof Total for state treasury $124,561.94.

Amend the bill in the appropriation For industrial school in the paragraph for Custodial care: by striking out the words and figures, Current expenses *56,560.00 and inserting in place thereof Current expenses *59,860.00; further amend said paragraph by striking out, Total 205,836.43 and inserting in place thereof, Total 209,136.43.

Further amend the appropriation For industrial school: by striking out, Total for industrial school $375,937.42 and inserting in place thereof, Total for industrial school $379,237.42; by striking out Net appropriation $367,187.42 and inserting in place thereof, Net appropriation $370,487.42.

Amend the bill in the appropriation for Laconia state school, in the paragraph, Administration: by striking out the words and figure, Other personal services 36,053.90 and insertin in place thereof, Other personal services †37,632.82; further amend said paragraph by striking out the word and figure, Total $50,348.90 and inserting in place thereof, $51,927.82; further amend said paragraph by inserting at the end thereof the following footnote:

† Of this amount $5,039.00 shall be for the salary of a deputy superintendent. In addition to the $5,039.00 the deputy superintendent shall receive full maintenance.

Further amend the appropriation for Laconia state school, in the paragraph, Custodial care: by striking out the words and figure, Personal services $114,533.02 and inserting in place thereof, Personal services $157,896.86; further amend said paragraph by striking out the word and figure, Total 341,233.02 and inserting in place thereof, Total 384,596.86.

Further amend the appropriation for Laconia state school, by striking out the words and figure, Total for Laconia state school $936,650.32 and inserting in place thereof, $981,593.08; further amend by striking out the words and figure Net appropriation $909,650.32 and inserting in place thereof, Net appropriation $954,593.08.

Further amend said paragraph by adding at the end thereof the following footnote:

In this appropriation an amount of $43,363.84 has been added for the purpose of providing sixteen Attendants III at a base salary of $2,710.24 annually. Said Attendants III shall be entitled to any salary increase granted to this classification within the classified state service at the 1957 session of the general court.

Amend the bill in the appropriation for state hospital in the paragraph, Memorial unit by striking out the words and figure, Personal services $13,640.76 and inserting in place thereof, Personal services $13,590.98; further amend said paragraph by striking out the word and figure Total 29,460.76 and inserting in place thereof, Total 29,410.98.

Further amend the appropriation for state hospital by striking out the words and figure, Total for state hospital $3,827,453.89 and inserting in place thereof, Total for state hospital $3,827,404.11; further amend by striking out the words and figure, Net appropriation $3,758,173.51 and inserting in place thereof, Net appropriation $3,758,123.73.

Amend the bill in the appropriation for board of education: in the paragraph for Administration, by striking out the paragraph and inserting in place thereof the following new paragraph:

Administration:

Salary of commissioner $10,302.30

Other personal services	107,372.28	
Current expenses	*15,320.00	
Travel	9,000.00	
Equipment	2,150.00	
Other expenditures:		
Curriculum study	1,600.00	
Total		$145,744.58

* Of this amount $1,320.00 may be used for IBM rentals.

Amend the bill in the appropriation for board of education: in the paragraph, Area vocational schools: state, by striking out said paragraph and inserting in place thereof the following:

Area vocational schools: state		
Personal services	2,518.04	
Current expenses	300.00	
Travel	100.00	
Other expenditures:		
Reimbursement to school districts	46,981.96	
Total	$49,900.00	
*Less transfer	49,900.00	
Net appropriation		0.00

* The amount of $49,900.00 herein provided for area vocational schools shall be a charge against the appropriation provided for state aid to school districts.

Amend the bill in the appropriation for board of education, by striking out the words and figure, Total for board of education $4,353,504.82 and inserting in place thereof, Total for board of education $4,301,554.82; further amend by striking out the words and figure, Net appropriation $2,898,032.42 and inserting in place thereof Net appropriation $2,846,082.42.

Amend the bill in the appropriation for aeronautics commission by striking out the same and inserting in place thereof the following:

For aeronautics commission:		
Salary of director	$7,080.00	
Other personal services	13,097.10	
Current expenses	3,175.00	
Travel	1,751.50	
Equipment	100.00	
Total	$25,203.60	
Less estimated revenue	3,425.00	
Net appropriation		$21,778.60
Airways toll fund*	8,000.00	
Less transfers and balance	8,000.00	
Net appropriation		0.00
Total for aeronautics commission		$21,778.60

* Expenditure shall not exceed existing balance plus revenue.

Amend the bill in the appropriation for bank commissioner by striking out said appropriation and the footnote thereto and inserting in place thereof the following:

For bank commissioner:		
Salary of commissioner	$8,865.00	
Salary of deputies (two)	12,290.00	
Other personal services	76,425.45	
Current expenses	8,864.00	
Travel	13,750.00	
Equipment	3,090.00	
Other expenditures:		
Retirement	2,461.30	
OASI	2,195.56	
Total for bank commissioner	$127,941.31	
Less revenue*	119,076.31	
Net appropriation		$8,865.00

* The bank commissioner shall collect in the manner as indicated in section 7 of this act, from the institutions, the

condition and management of which he is required to examine and supervise under the provisions of RSA 383:9 as the cost of such supervision and examination, a sum equal to the amount of the difference between the total amount appropriated for the bank commissioner's department and the amount designated herein as the salary of the commissioner, for the fiscal year ending June 30, 1958. All amounts collected under the provisions hereof shall be credited to the appropriation of the bank commissioner, and any excess shall be used to reduce the amount required to be collected from the above mentioned institutions in the fiscal year 1959.

Amend the bill in the appropriation for liquor commission, in the paragraph, Beer administration: by striking out the words and figure "Travel 19,370.00" and inserting in place thereof, Travel 24,500.00; further amend said paragraph by striking out the word and figure, "Equipment 18,840.00" and inserting in place thereof, Equipment 565.00; further amend said paragraph by striking out the word and figure "Total 142,245.06" and inserting in place thereof, Total 129,100.06.

Further amend the appropriation for liquor commission in the paragraph, Liquor enforcement: by striking out the word and figure "Travel 5,660.00" and inserting in place thereof, Travel 6,500.00; further amend said paragraph by striking out the word and figure "Equipment 6,125.00"; further amend said paragraph by striking out the word and figure "Total 38,116.85" and inserting in place thereof, Total 32,831.85.

Further amend the appropriation for liquor commission, in the paragraph Stores operation: by striking out the paragraph and inserting in place thereof the following new paragraph:

Stores operation:		
Personal services	$610,931.68	
Current expenses	224,000.00	
Travel	9,000.00	
Equipment	5,415.00	
Other expenditures:		
Retirement	17,788.27	
OASI	13,745.96	
Total		880,880.91

Further amend the appropriation for liquor commission by striking out, Total for liquor commission, $1,254,845.41 and inserting in place thereof Total for liquor commission, $1,261,879.64; further amend said appropriation by striking out the words and figure, Less revenue $1,254,845.41 and inserting in place thereof, Less revenue $1,261,879.64.

Amend the bill in the appropriation for planning and development commission: by striking out the words and figure, Current expenses 136,209.50 and inserting in place thereof, Current expenses 132,000.00; further amend by inserting after the figure "1,500" the words and figure, Economic growth survey 7,500; further amend the appropriation for planning and development commission by striking out "total for planning and development commission $317,609.11" and inserting in place thereof, $325,109.11; further amend the appropriation by striking out the words and figure "net appropriation $313,-109.11" and inserting in place thereof, Net appropriation $320,609.11.

Amend the paragraph for the racing commission by inserting at the end of said paragraph the following:

Note: In addition to the funds authorized hereunder, in the event that the racing commission shall issue a license for harness racing under the provisions of RSA 284 as amended by 1957, 122, the governor and council may authorize the expenditure of such funds as may be necessary for said commission for said purpose, said expenditures to be a charge on the general funds of the state.

Amend the bill in the appropriation for water pollution commission: by inserting after the word commission: the word, state:; further amend the appropriation for water pollution commission by inserting after the figure $53,426.95 a new paragraph as follows:

Water pollution commission: federal:	
Personal services	$12,550.14
Current expenses	1,711.86
Travel	3,700.00
Equipment	575.00
*Total	$18,537.00

*Less estimated revenue	18,537.00	
Net appropriation		0.00

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the appropriation for teachers; retirement system by striking out said appropriation and inserting in place thereof the following new paragraph:

For teachers' retirement system:		
Personal services	$20,492.86	
Current expenses	2,305.00	
Travel	875.00	
Equipment	125.00	
Other expenditures:		
Normal contribution*	233,065.88	
Total for teachers' retirement system		$256,863.74

* No part of this appropriation shall be transferred to any other account.

Amend the bill in the appropriation for mental hygiene and child guidance clinics, in the paragraph, State funds: by inserting after the words "Other expenditures" the words and figure, Consultants and grants in aid to communities 3,000.00; further amend said paragraph by striking out the word and figure, Total $59,495.18 and inserting in place thereof, Total $62,495.18.

Further amend the appropriation for mental hygiene and child guidance clinics, in the paragraph Federal funds; by striking out the words and figure, Personal services $22,248.89 and inserting in place thereof, Personal services $19,552.69; further amend said paragraph by inserting after the words "Other expenditures" the words and figure, Consultants and grants in aid to communities 2,696.20.

Further amend the appropriation for mental hygiene and child guidance clinics by striking out the words and figure,

Total for mental hygiene and child guidance clinics $59,495.18 and inserting in place thereof Total for mental hygiene and child guidance clinics $62,495.18.

Amend the bill in the appropriation for public works division of department of public works and highways, by striking out and inserting in place thereof the following:

For public works division of department of public works and highways:		
Personal services	$55,000.00	
Current expenses	14,000.00	
Travel	5,000.00	
Equipment	1,000.00	
Other expenditures:		
Consultant services	15,000.00	
Administrative costs	10,000.00	
Total	$100,000.00	
Less transfer from Capital fund	75,000.00	
Net appropriation		$25,000.00

Amend the bill in the appropriation for fish and game department in the paragraph, Conservation officers: by striking out the words and figure Personal services $171,204.68 and inserting in place thereof, Personal services $176,558.25; further amend said paragraph by striking out the work and figure Travel, 78,000.00 and inserting in place thereof, Travel, 81,200.00; further amend said paragraph by striking out the word and figure, Total 277,621.03 and inserting in place thereof, Total 286,174.60.

Further amend the appropriation for fish and game department by striking out the words and figure, Total for fish and game department $1,088,283.44 and inserting in place thereof, Total for fish and game department $1,096,837.01; further amend by striking out the words and figure, Less revenue and balance 1,088,283.44 and inserting in place thereof, Less revenue and balance 1,096,837.01.

Amend the bill by striking out the "Total net appropri-

ation" at the end of section 1 and inserting in place thereof, Total net appropriation $18,704,863.22.

Amend the bill by striking out section 7 and inserting in place thereof a new section 7, as follows:

7 Procedure for collections from banking institutions.

The bank commissioner in making the collections for the cost of examination and supervision from the institutions, the condition and management of which he is required to examine and supervise under RSA 383:9 shall follow the following procedure:

I. The bank commissioner shall collect from each institution as the cost of examination a per diem salary charge computed at the average daily rate of all examining personnel for the number of men days devoted to the examination of each institution. No institution shall pay less than one per diem. Each institution shall pay its cost of examination to the state within thirty days after receipt by it of notice of such cost.

II. The balance of the sum to be collected by the bank commissioner remaining after crediting the amounts collected under paragraph I shall be collected in the following manner: Each institution required to be examined under the provisions of RSA 383:9 shall pay to the state within thirty days after receipt by it of notice of assessment such proportion of said balance so collectible as its assets bear to the total assets of all such institutions as shown by their reports to the bank commissioner as of the thirtieth day of June preceding such payments.

Amend the bill by striking out section 9 and inserting in place thereof a new section 9, as follows:

9 Amend RSA 14 by adding at the end thereof the following new section:

14:40 Assistant to Senate Finance Committee. There shall be an assistant to the senate finance committee whose duties shall be prescribed by said committee and shall include but not limited to special analyses of certain budgetary matters deemed to efficient processing of the budget by said committee, and attendance at all hearings on state budgets as provided by RSA 9:7. Said assistant shall receive such compensation as is determined by the legislature upon recom-

mendation of said senate finance committee. Said assistant shall be exempt from the personnel law and sections 2, 3, and 5 of this act. The assistant to the senate finance committee shall, on request, furnish reasonable information to the members of the Senate.

14:41 Information and Office Space. All state departments, institutions, boards, commissions and agencies of state government shall provide such information as may be required by said senate finance committee. Notwithstanding the provisions of other statutes, room 317 in the State House is hereby assigned for the permanent use of the senate finance committee and for the office of the assistant thereto, and said room 317 shall not henceforth be available for any other purpose.

14:42 Senate Finance Committee. The senate finance committee shall meet from time to time but not more frequently than three times a year in the interim between legislative sessions to direct the duties of the assistant to the senate finance committee. The members of said committee shall serve without compensation but shall be reimbursed for travel expenses at the prevailing legislative rate, said reimbursement to be a charge upon the appropriation made for the legislative branch.

14:43 Transfer. Any unexpended balance of appropriation for the office of research analyst to the legislative council existing as of June 30, 1957, and all equipment, supplies and materials are hereby transferred to the office of assistant to the senate finance committee. The research analyst now in office shall be the assistant to the senate finance committee. The provisions of RSA 17:8 are hereby repealed.

Amend the bill by adding after section 9, the following new sections 10, 11, 12.

10 Salary Increases. In addition to the salaries provided herein for the office of legislative budget assistant to the appropriations and finance committees, each assistant in said legislative budget assistant's office shall receive as a salary increase an amount equal to 15% of his present salary, and salaries thus established shall be maintained at the levels arrived at throughout the period from July 1, 1957 to

June 30, 1959. All salary increases in the legislative budget assistant's office shall be paid from accumulated surplus within the agency's account.

11 **Space for Legislative Use.** Rooms in the State House used for legislative officials, committees and employees at the 1957 session of the general court may be temporarily assigned by the governor and council for use by state departments provided that said rooms shall be vacated by said state departments by December 1 preceding any regular session of the general court.

12 **Takes Effect.** This act shall take effect as of July 1, 1957.

Senate Amendments to House Bill No. 417

Amend section 1 of said bill as follows:

Amend said bill by striking out the paragraph relative to appropriations for the legislative branch and inserting in place thereof the following:

A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including $36,053.00 for the office of legislative budget assistant to the appropriation and finance committees, and $6,500.00 for the office of assistant to the senate finance committee, as follows: (Salary of legislative budget assistant $9,700.00, other personal services $22,603.00, current expenses $850.00, travel $800.00, equipment $100.00, other expenditures $2,000.00*) (Salary of assistant to senate finance committee $6,000.00, other expenditures $500.00).

	$325,000.00
Legislative council†	2,500.00
Council of state governments	2,500.00
Total for Legislative branch	$330,000.00

* The sum herein appropriated, or so much as may be necessary, shall be expended by the legislative budget assistant for the purpose specified. The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury

and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of paragraph II, section 31, chapter 14, RSA, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Amend the bill in the appropriation for executive branch, in the paragraph, Office of governor, by inserting after the figure **7,500.00, the words and figure, Governor's legal counsel ***$6,500.00; further amend said paragraph by striking out the words and figure, Total for governor's office $57,036.00 and inserting in place thereof, Total for governor's office, $63,536.00.

Further amend the bill in the appropriation for Executive branch in the paragraph for Executive council: by striking out the words and figure "Personal services-per diem $8,400," and inserting in place thereof, Personal services-per diem $11,300; further amend said paragraph by striking out the word and figure "Travel 2,500" and inserting in place thereof, Travel 3,400; further amend said paragraph by striking out the words and figure "Total for executive council 11,200" and inserting in place thereof, Total for executive council 15,000.

Further amend the appropriation for Executive branch by striking out the words and figure "Total for executive branch $143,236" and inserting in place thereof, Total for executive branch $153,536.

Further amend the appropriation for executive branch by adding at the end thereof the following footnote:

*** This sum shall be paid in six monthly payments during the 1959 legislative session. Nothing herein shall be construed as to prohibit the payment of additional sums to said legal counsel upon recommendation of the governor and with the approval of the legislature.

Amend the bill in the appropriation for adjutant general's department: Central administrative office: by striking out the words and figure, Salary or adjutant general $7,950.02, and inserting in place thereof, Salary of adjutant general $8,348.18; further amend said paragraph by striking out the word and

figure, Total $35,727.01 and inserting in place thereof, Total $36,125.17.

Further amend the appropriation for adjutant general's department by striking out the words and figure, Total for adjutant general's department $317,686.51 and inserting in place thereof, Total for adjutant general's department $318,084.67; further amend by striking out the words and figure, Net appropriation $273,728.47 and inserting in place thereof Net appropriation $274,126.63.

Amend the bill in the appropriation for forestry division (forestry and recreation) in the paragraph For district fire supervision, by striking out the words and figure, Current expenses 18,104.50 and inserting in place thereof, Current expenses 18,004.50; further amend said paragraph by striking out the words and figure, Total $116,213.89 and inserting in place thereof, Total $116,113.89; further amend said paragraph by striking out the words and figure, Net appropriation, 50,886.89 and inserting in place thereof, Net appropriation 50,786.89.

Further amend the appropriation for forestry division (forestry and recreation) in the paragraph, Foest impovement fund: Administration: by striking out the words and figure Personal services $28,239.48 and inserting in place thereof, Personal services ****$29,099.26; further amend the appropriation for forestry division in the paragraph, Forest improvement fund: State forest operations: Personal services: Chopping, hauling, yarding by striking out the figure 20,000.00 and inserting in place thereof the figure 16,568.00; further amend said paragraph, Forest improvement fund by striking out the word and figure, Total $72,764.48 and inserting in place thereof, Total $70,192.26, further amend by striking out the words and figure, Less revenue and balance †72,650.34 and inserting in place thereof Less revenue and balance †70,078.12.

Further amend said paragraph For forest improvement fund by adding at the end thereof the following footnote:

Note: **** Of this amount $3,420.00 shall be for the annual salary of a Forest Superintendent within this division of the department. The Forest Superintendent shall be entitled

to any salary increase granted at the 1957 session to classified state employees within this classification.

Further amend the appropriation for forestry division (forestry and recreation) by striking out the words and figure, Total for forestry $213,981.75 and inserting in place thereof, Total for forestry $213,881.75.

Amend the bill in the appropriation for department of health, in the paragraph, Administration: state, by striking out said paragraph and inserting in place thereof the following new paragraph:

Administration: state		
Salary of health officer	$10,530.60	
Other personal services	20,880.60	
Current expenses	6,794.00	
Travel	600.00	
Total	$38,805.20	
Less credit transfers	3,820.00	
Net appropriation		$34,985.20

Further amend the appropriation for department of health, in the paragraph, Public health nursing: state, by striking out said paragraph and inserting in place thereof a new paragraph as follows:

Public health nursing: state		
Personal services	†$53,798.64	
Current expenses	550.00	
Travel	3,000.00	
Total		57,348.64

† Of this amount $3,300.00 shall be for the salary of a registered nurse to serve on a full-time basis in the first aid room in the State House. Said nurse shall be entitled to any salary increase granted to the state classified service for this classification by the 1957 session of the general court.

Amend the bill in the appropriation for department of health, in the paragraph, Maternal and child health and crippled children's services: state: by striking out the words and

figure, Convalescent care and clinics †60,000.00 and inserting in place thereof, Convalescent care and clinics †50,000.00; further amend said paragraph by striking out the words and figure, Total 115,281.53 and inserting in place thereof the words and figure, Total 105,281.53; further amend said paragraph by adding at the end thereof the following footnote:

Note: It is the intent of the legislature that the amount herein appropriated for convalescent care and clinics may be expended for the purpose specified at any institution which can prove to the satisfaction of the department of health in qualifications as a rehabilitation center.

Further amend the appropriation for department of health in the paragraph Food and chemistry: state, by striking out said paragraph and inserting in place thereof the following:

Food and chemistry: state		
Personal services	$55,596.80	
Current expenses	3,720.00	
Travel	12,200.00	
Total		71,516.80

Further amend the appropriation for the department of health in the paragraph, Sanitary engineering: state, by striking out said paragraph and inserting in place thereof the following:

Sanitary engineering: state		
Personal services	$48,137.84	
Current expenses	3,694.00	
Travel	7,125.00	
Total		58,956.84

Further amend the appropriation for the department of health, in the paragraph, Commission on alcoholism: state by striking out the words and figure, Personal services $58,989.79 and inserting in place thereof, Personal services $58,639.79; further amend said paragraph by striking out the word and figure Total $81,689.79 and inserting in place thereof, Total $81,339.79.

Further amend the appropriation for department of health, by striking out the words and figure, Total for department of health: state $569,992.64 and inserting in place thereof, Total for department of health: state $563,842.64.

Amend the bill in the appropriation for the barbers board by adding at the end thereof the following footnote:

Note: Within this department any excess of revenue over $4,945.00 may be expended for the salary of a part-time Clerk typist I, not to exceed $800.00.

Amend the bill in the appropriation for the insurance department by striking out the words and figure, Less estimated revenue 2,000.00, and inserting in place thereof, Less estimated revenue* 2,000.00; further amend by adding the following footnote:

* Notwithstanding the provisions of RSA 331:3 monies received from payment of fees under RSA 331 may be used for purposes of the insurance department to the amount of this estimate.

Amend the bill in the appropriation for department of labor, in the paragraph, Office of commissioner: by striking out the words and figure, Current expenses 1,926.00 and inserting in place thereof, Current expenses 4,626.00,; further amend said paragraph by striking out the word and figure Total $19,342.39 and inserting in place thereof, Total $22,-042.59.

Amend the proposed amendment in the appropriation for department of labor, in the paragraph, Inspections division: by striking out the words and figure, Personal services $29,581.84, and inserting in place thereof, Personal services $32,651.92; further amend said paragraph by striking out the word and figure "Total 39,071.84" and inserting in place thereof, Total 42,141.92.

Further amend the appropriation for department of labor, in the paragraph, Workmen's compensation: by striking out the words and figure "Personal services $21,391.38" and inserting in place thereof, Personal services $24,461.46; further amend said paragraph by striking out the word and figure

"Total 24,092.88" and inserting in place thereof, Total 27,-162.96.

Further amend the appropriation for department of labor by striking out the words and figure "Total for department of labor $82,607.31" and inserting in place thereof, Total for department of labor $91,447.47; further amend said appropriation by adding at the end thereof the following footnote:

Note: Of this amount $3,070.08 has been added for the purpose of providing a Clerk stenographer III position within the inspections division, and $3,070.08 for a Clerk IV position within the workmen's compensation division.

Amend the bill in the appropriation for public welfare in the paragraph, Field services, by striking out the words and figure, Current expenses 41,110.00 and inserting in place thereof, Current expenses 42,610.00; further amend said paragraph by striking out the word and figure, Total 462,454.91 and inserting in place thereof Total 463,954.91.

Further amend the appropriation for public welfare by striking out the words and figure, Total for public welfare $2,780,736.39 and inserting in place thereof, Total for public welfare $2,782,236.39; further amend by striking out the words and figure, Net appropriation $2,537,236.39 and inserting in place thereof, Net appropriation $2,538,736.39.

Amend the bill in the appropriation for veterans' council by striking out and inserting in place thereof the following:

For veterans' council:		
Personal services	$10,568.62	
Current expenses	828.00	
Travel	2,900.00	
Other expenditures:		
Veterans' burials	4,500.00	
Total		$18,796.62

Amend the bill in the appropriation for recreation division (forestry and recreation) by inserting after "Net appropriation 0.00" the following footnotes:

Note: In this appropriation any revenue in excess of the estimate shall be available for such further expenditures as the governor and council shall approve.

Note: In purchasing supplies for resale under this division, preference shall be given to the purchase of products (1) manufactured in New Hampshire, and (2) products distributed by resident persons, firms, or corporations, in that order.

Amend the bill in the appropriation for secretary of state, in the paragraph Office of secretary: by striking out the words and figures, Other personal services 28,133.52 and inserting in place thereof, Other personal services 30,843.52; further amend said paragraph by striking out the word and figure, Total $47,763.52 and inserting in place thereof, Total $50,-473.52.

Further amend the appropriation for secretary of state, in the paragraph for Elections: by striking out the words and figure Current expenses *44,390.00 and inserting in place thereof, Current expenses 43,890.00; further amend said paragraph by striking out the footnote pertaining thereto.

Further amend the appropriation for secretary of state by striking out the words and figure Total for secretary of state $105,837.58 and inserting in place thereof, Total for secretary of state $108,047.58.

Amend the bill in the appropriation for state library, in the paragraph Administration: by striking out the word and figure, Equipment 16,584.00 and inserting in place thereof, Equipment 17,584.00; further amend said paragraph by striking out the word and figure Total $128,972.74 and inserting in place thereof Total $129,972.74.

Further amend the appropriation for state library by striking out the words and figure Total for state library $148,518.74 and inserting in place thereof, Total for state library $149,518.74.

Amend the bill in the appropriation for state treasury in the paragraph Office of the treasurer: by striking out the words and figure Current expenses 16,214.20 and inserting in place thereof, Current expenses 17,384.20; further amend said paragraph by striking out the word and figure Total $85 961.31 and inserting in place thereof, Total $87,131.31.

Further amend the appropriation for state treasurer, in

the paragraph Highway division: by striking out said paragraph and inserting in place thereof the following:

Highway division:		
Personal services	$10,331.82	
Current expenses	7,130.00	
Other expenditures:		
Retirement	277.84	
OASI	221.68	
Total	$17,961.34	
Less transfer from highway fund	17,961.34	
Net appropriation		0.00

Further amend the appropriation for state treasurer by striking out the words and figure, Total for state treasury $123,156.58 and inserting in place thereof, Total for state treasury $124,326.58.

Amend the bill in the appropriation for industrial school, in the paragraph for custodial care by striking out the words and figures, Current expenses *56,560.00 and inserting in place thereof, Current expenses *59,860.00; further amend said paragraph by striking out the word and figure, Total 206,922.15 and inserting in place thereof, Total 210,222.15.

Further amend the appropriation for industrial school by striking out the words and figures Total for industrial school $368,385.41 and inserting in place thereof, Total for industrial school $371,685.41; further amend by striking out the words and figure, Net appropriation $359,635.41 and inserting in place thereof, Net appropriation $362,935.41.

Amend the bill in the appropriation for Laconia state school, in the paragraph, Administration: by striking out the words and figure, Other personal services 36,743.01 and inserting in place thereof, Other personal services †38,377.51; further amend said paragraph by striking out the word and figure, Total $49,063.01 and inserting in place thereof, Total $50,697.51; further amend said paragraph by adding at the end thereof the following footnote:

† Of this amount $5,244.60 shall be for the salary of a

deputy superintendent. In addition to the $5,244.60 the deputy superintendent shall receive full maintenance.

Further amend the appropriation for Laconia state school, in the paragraph, Custodial care: by striking out the words and figure, Personal services $116,726.60 and inserting in place thereof, Personal services $162,008.20; further amend said paragraph by striking out the word and figure, Total 341,-991.60 and inserting in place thereof, Total $387,273.20.

Further amend the appropriation for Laconia state school, by striking out the words and figure, Total for Laconia state school $941,733.90 and inserting in place thereof, Total for Laconia state school $988,650.00; further amend by striking out the words and figure, Net appropriation $914,733.90 and inserting in place thereof, Net appropriation $961,650.00.

Further amend said paragraph by adding at the end thereof the following footnote:

In this appropriation an amount of $45,281.60 has been added for the purpose of providing sixteen Attendants III at a base salary of $2,830.10 annually. Said Attendants III shall be entitled to any salary increase granted to this classification within the classified state service at the 1957 session of the general court.

Amend the bill in the appropriation for state hospital in the paragraph Memorial unit: by striking out the words and figure, Personal services $14,090.56 and inserting in place thereof, Personal services $14,160.64; further amend said paragraph by striking out the word and figure Total 29,110.56 and inserting in place thereof, Total 29,180.64.

Further amend the appropriation for state hospital by striking out the words and figure, Total for state hospital $3,898,524.27 and inserting in place thereof, Total for state hospital $3,898,594.35; further amend by striking out the words and figure Net appropriation $3,829,034.07 and inserting in place thereof, Net appropriation $3,829,104.15.

Amend the bill in the appropriation for state prison in the paragraph Custodial care, by striking out the words and figure, Current expenses *91,280.00 and inserting in place thereof, Current expenses *92,780.00; further amend said

paragraph by striking out the word and figure Total 257,828.12 and inserting in place thereof, Total 259,328.12.

Further amend the appropriation for state prison, by striking out the words and figure, Total for state prison, $345,929.34 and inserting in place thereof, Total for state prison $347,429.34; further amend said appropriation by striking out the words and figure, Net appropriation $331,092.00 and inserting in place thereof, Net appropriation $332,592.00.

Amend the bill in the appropriation for board of education, in the paragraph for Administration: by striking out said paragraph and inserting in place thereof the following new paragraph:

Administration:		
Salary of commissioner	$10,350.00	
Other personal services	109,797.69	
Current expenses*	15,320.00	
Travel	9,000.00	
Equipment	370.00	
Other expenditures:		
Curriculum study	1,600.000	
Total		$146,437.69

* Of this amount $1,320.00 may be used for IBM rentals.

Further amend the appropriation for board of education, in the paragraph, Area vocational schools: state, by striking out said paragraph and inserting in place thereof the following:

Area vocational schools: state		
Personal services	$2,638.14	
Current expenses	300.00	
Travel	100.00	
Other expenditures:		
Reimbursement to school districts	46,981.96	
Total	$50,020.10	
*Less transfer	50,020.10	
Net appropriation		0.00

* The amount of $50,020.10 herein provided for area vocational schools shall be a charge against the appropriation provided for state aid to school districts.

Further amend the appropriation for board of education by striking out the words and figure, Total for board of education $4,600,622.40 and inserting in place thereof, Total for board of education $4,548,432.18; further amend by striking out the words and figures, Net appropriation $3,125,134.63, and inserting in place thereof Net appropriation $3,072,944.41.

Amend the bill in the appropriation for aeronautics commission by striking out the same and inserting in place thereof the following:

For aeronautics commission:		
Salary of director	$7,080.00	
Other personal services	13,217.10	
Current expenses	2,525.00	
Travel	1,751.50	
Equipment	1,300.00	
Total	$25,873.60	
Less estimated revenue	3,625.00	
Net appropriation		$22,248.60
Airways toll fund†	$8,500.00	
Less transfers and balance	8,500.00	
Net appropriation		0.00
Total for aeronautics commission		$22,248.60

† Expenditures shall not exceed existing balance plus revenue.

Amend the bill in the appropriation for bank commissioner by striking out said appropriation and the footnote relating thereto and inserting in place thereof the following:

For bank commissioner:	
Salary of commissioner	$8,925.00
Salary of deputies (two)	12,455.00
Other personal services	77,432.39

Current expenses	9,250.00	
Travel	13,750.00	
Equipment	840.00	
Other expenditures:		
Retirement	2,196.05	
OASI	2,223.28	
Total for bank commissioner	$127,371.72	
Less revenue	118,446.72	
Net appropriation		$8,925.00

* The bank commissioner shall collect in the manner as indicated in section 2 of this act, from the institutions, the condition and management of which he is required to examine and supervise under the provisions of RSA 383:9 as the cost of such supervision and examination, a sum equal to the amount of the difference between the total amount appropriated for the bank commissioner's department and the amount designated herein as the Salary of the commissioner, for the fiscal year ending June 30, 1959. All amounts collected under the provisions hereof shall be credited to the appropriation of the bank commissioner, and any excess shall be used to reduce the amount required to be collected from the above mentioned institutions in the fiscal year 1960.

Amend the bill in the appropriation for liquor commission in the paragraph, Beer administration: by striking out the word and figure "Travel 19,370.00" and inserting in place thereof, Travel 24,500.00; further amend said paragraph by striking out the word and figure "Total 124,705.70" and inserting in place thereof, Total 129,835.70.

Further amend the proposed amendment in the appropriation for liquor commission, in the paragraph, Liquor enforcement: by striking out the word and figure "Travel 5,660.00" and inserting in place thereof, Travel 6,500.00; further amend said paragraph by striking out the word and figure "Total 32,712.02" and inserting in place thereof, Total 33,552.02.

Further amend the appropriation for liquor commission in the paragraph Stores operation: by striking out said para-

graph and inserting in place thereof the following new paragraph:

Stores operation:		
Personal services	$617,186.40	
Current expenses	224,000.00	
Travel	9,000.00	
Equipment	10,415.00	
Other expenditures:		
Retirement	17,403.66	
OASI	13,886.69	
Total		891,891.75

Further amend the appropriation for liquor commission by striking out the words and figure, Total for liquor commission $1,257,815.41 and inserting in place thereof, Total for liquor commission $1,269,255.76; further amend said appropriation by striking out the words and figure, Less revenue $1,257,815.41 and inserting in place thereof, Less revenue $1,269,255.76.

Amend the bill in the appropriation for planning and development commission, by striking out the words and figure, Current expenses, 136,059.40 and inserting in place thereof Current expenses 132,000.00; further amend the bill in the appropriation for planning and development commission by inserting after the figure 1,500.00, the following line item:

Economic growth survey	5,000.00

Further amend the appropriation for planning and development commission by striking out the words and figure "Total for planning and development commission $319,365.53" and inserting in place thereof, Total for planning and development commission $324,365.53; further amend said appropriation by striking out the words and figure "Net appropriation $314,865.53" and inserting in place thereof, Net appropriation $319,865.53.

Amend the bill in the appropriation for public utilities commission, in the paragraph Office of the commission: by striking out the words and figure Other personal services 62,466.38 and inserting in place thereof, Other personal services 68,427.78; further amend said paragraph by striking

out the word and figure Total $97,806.70 and inserting in place thereof, Total $103,768.10.

Further amend the appropriation for public utilities commission by striking out the words and figure Total for public utilities commission $97,806.70 and inserting in place thereof, Total for public utilities commission $103,768.10.

Amend the paragraph for the racing commission by inserting at the end of said paragraph the following:

Note: In addition to the funds authorized hereunder, in the event that racing commission shall issue a license for harness racing under the provisions of RSA 284 as amended by 1957, 122, the governor and council may authorize the expenditure of such funds as may be necessary for said commission for said purpose, said expenditures to be a charge on the general funds of the state.

Amend the bill in the appropriation for water pollution commission: by inserting after the word commission: the word, state:; further amend the appropriation for water pollution commission by inserting after the figure $52,979.68 a new paragraph as follows:

Water pollution commission: federal:		
Personal services	$13,200.14	
Current expenses	1,636.86	
Travel	3,700.00	
*Total	$18,537.00	
*Less estimated revenue	18,537.00	
Net appropriation		0.00

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the appropriation for teachers' retirement system by striking out said appropriation and inserting in place thereof the following:

For teachers' retirement system:		
Personal services	$19,477.74	
Current expenses	1,750.00	
Travel	875.00	
Equipment	75.00	
Other expenditures:		
Normal contribution*	251,764.43	
Total for teachers' retirement system		$273,942.17

* No part of this appropriation shall be transferred to any other account.

Amend the bill in the appropriation for mental hygiene and child guidance clinics, in the paragraph, State funds: by inserting after the figure 1,900.00 the following: Other expenditures: Consultants and grants in aid to communities 3,000.00; further amend said paragraph by striking out the word and figure, Total $59,835.22 and inserting in place thereof, Total $62,835.22.

Further amend the appropriation for mental hygiene and child guidance clinics in the paragraph, Federal funds: by striking out said paragraph and inserting the following paragraph:

Federal funds:		
Personal services	$20,019.25	
Current expenses	810.09	
Travel	1,000.00	
Other expenditures:		
Consultants and grants in aid to communities	2,229.66	
Merit system	216.00	
Retirement and OASI	725.00	
Total	*$25,000.00	
Less estimated revenue	25,000.00	
Net appropriation		0.00

Further amend the appropriation for mental hygiene and child guidance clinics by striking out, Total for mental hygiene

and child guidance clinics $59,835.22 and inserting in place thereof, Total for mental hygiene and child guidance clinics $62,835.22.

* This amount available for expenditure only if funds are available as a federal grant.

Amend the bill in the appropriation for public works division of department of public works and highways: by striking out said appropriation and inserting in place thereof the following:

For public works division of department of public works and highways:		
Personal services	$55,000.00	
Current expenses	14,000.00	
Travel	5,000.00	
Equipment	300.00	
Other expenditures:		
Consultant services	15,000.00	
Administrative costs	10,000.00	
Total	$99,300.00	
Less transfer from Capital Fund	75,000.00	
Net appropriation		$24,300.00

Amend the bill in the appropriation for fish and game department in the paragraph Conservation officers: by striking out the words and figure, Personal services $171,204.68 and inserting in place thereof, Personal services $176,916.92; further amend said paragraph by striking out the word and figure, Travel 78,000.00 and inserting in place thereof, Travel 81,300.00; further amend said paragraph by striking out the word and figure, Total 276,047.68 and inserting in place thereof, Total 284,959.92.

Further amend the appropriation for fish and game department by striking out the words and figure, Total for fish and game department $1,086,079.04 and inserting in place thereof, Total for fish and game department $1,094,991.28; further amend by striking out, Less revenue and balance

1,086,079.04 and inserting in place thereof, Less revenue and balance 1,094,991.28.

Amend the bill by striking out the "Total net appropriation" at the end of section 1 and inserting in place thereof, Total net appropriation $19,280,098.91.

Amend the bill by striking out the section 2 and inserting in place thereof a new section 2 as follows:

2 Procedure for collections from banking institutions.

The bank commissioner in making the collections for the cost of examination and supervision from the institutions, the condition and management of which he is required to examine and supervise under RSA 383:9 shall follow the following procedure:

I. The bank coommissioner shall collect from each institution as the cost of examination a per diem salary charge computed as the average daily rate of all examining personnel for the number of man days devoted to the examination of each institution. No institution shall pay less than one per diem. Each institution shall pay its cost of examination to the state within thirty days after receipt by it of notice of such cost.

II. The balance of the sum to be collected by the bank commissioner remaining after crediting the amounts collected under paragraph I shall be collected in the following manner: Each institution required to be examined under the provisions of RSA 383:9 shall pay to the state within thirty days after receipt by it of notice of assessment such proportion of said balance so collectible as its assets bear to the total assets of all such institutions as shown by their reports to the bank commissioner as of the thirtieth day of June preceding such payments.

THURSDAY, JULY 18, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Acting Chaplain.

Our Father, upon whom we have called and to whom we have tried to listen, we repeat again from our hearts the same

deep desires for Thy strength and understanding. Though we speak of Thy love and search for Thy guidance, our lives grow dull and weary. Amid the demands of family, work and civic responsibilities our minds are tired; and even at prayer our spirits grow weak. O Lord, our God, break through the overcast of our lives and renew Thy growing spirit within us. Make vital again the enthusiasm and dedication which has placed us in this hall. Give us the confidence that other things will take their proper place when our work here is completed with honest devotion. We speak this prayer that we may be sure of Thy faithfulness to us and that we in turn may act with courage and justice for the well being of Thy people and the establishment of Thy kingdom, in the spirit of Jesus Christ Thy son. Amen.

Salute to the Flag

Mr. Cheney of Newton led the Convention in the salute to the flag.

House

Leave of Absence

Mr. Roberts of Conway was granted an indefinite leave of absence on account of important business.

Communication

BISHOP'S HOUSE
657 River Road
Manchester, New Hampshire

July 11, 1957

To the Members of the Legislature of the State of New Hampshire convened in this year of 1957:

I could not allow the Legislature to proceed toward the conclusion of its 1957 Assembly without a word of sincere appreciation for that it paused in its deliberations graciously to send to me its good wishes for recovery from illness. I am profoundly grateful for this signal honor. It will always be a treasured memory of the good will of the commonwealth through its elected representatives, toward one who strives with them to bring to pass the happiness of our fellow citizens.

Given at Manchester this 11th day of July, 1957.

MATTHEW F. BRADY,
Bishop of Manchester.

Report of Committee on Engrossed Bills under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

The state board of education is hereby instructed to adjust the state's share of the superintendents' salaries in each successive biennium so that in so far as is possible, the present relationship between the equalized valuations of the supervisory unions and the state's share of the superintendents' salaries will be maintained. Notwithstanding any other provisions hereof the state's share of the annual salary of any superintendent in a supervisory union which has a helping teacher shall be fixed at twenty-five hundred dollars per year. The state's share of the annual salaries of any assistant superintendent or helping teacher shall be fixed at twenty-five hundred dollars per year.

On motion of Mr. Vaughan of Newport the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Senate Message

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bills:

House Bill No. 416, An Act making appropriations for the state of New Hampshire for the year ending June 30, 1958.

House Bill No. 417, An Act making appropriations for the state of New Hampshire for the year ending June 30, 1959.

The President appointed Senators Merrill, Anderson and Bergeron as Senate conferees on the Committee of Conference.

The Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 382, An Act relative to registers to be kept of guests at camps.

The President appointed Senator Rogers and Senator Rainie as Senate conferees on the Committee of Conference.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 198, An Act relative to replacements in and extension of the heating plant system at the University of New Hampshire.

House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire.

House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income.

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 161, An Act relative to contracts for projects for fish and game department.

The Senate has voted to recall from the governor, for further consideration, the following entitled bill:

House Bill No. 116, An Act relative to fishing, sale of bait, and hunting and fishing licenses for members of the armed forces and military personnel.

Notice of Reconsideration

Mr. Pillsbury of Manchester served notice that today or some subsequent day he will move that the House reconsider its action whereby it voted to non-concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 416, An Act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1958.

House Bill No. 417, An Act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1959.

Personal Privilege

The Chair recognized Mr. Willey of Campton on a point of personal privilege.

Mr. Pillsbury of Manchester commented on the remarks of Mr. Willey of Campton.

Committee Reports

Mr. Geisel of Manchester, for the Committee on Banks, to whom was referred Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by inserting after section 3 the following new sections to read as follows:

4. *Public Obligations.* Amend paragraph II of RSA 387:6 by striking out said paragraph and inserting in place thereof the following:

II. *Local.* The authorized bonds and notes of this state or of any of its municipalities and obligations of the Water Resources Board.

5. *Taxation of Banks.* Amend RSA 84:9 by inserting after the word "state" in the twelfth line the words, or of the Water Resources Board, so that said section as amended shall read as follows: 84:9. *Tax and Deductions.* Every such corporation, except building and loan associations, organized under the laws of this state, and credit unions organized under RSA chapter 294, shall pay to the state tax commission annually, on October first, an excise tax for the privilege of conducting the business of a savings bank or other such corporation, equal in amount to twelve twenty-fourths of one per cent upon the amount of the savings deposits on which it pays interest, after deducting the value of all its real estate whereever situated and the value of all its loans secured by mortgage upon real estate situated in this state made at a rate not exceeding five per cent per annum; and the amount invested in bonds and notes of this state or any of the counties, municipalities, school districts, or village precincts of this state or of the Water Resources Board; provided, that such bonds and notes bear interest at a rate not exceeding five per cent per annum; and the amount invested in United States bonds, and in bonds, notes, or debentures the principal or interest of which is guaranteed by the United States, and in bonds issued under the provisions of the Federal Farm Loan Act, and the amount not exceeding five per cent of the deposits invested in acceptance of member banks of the federal reserve system of

the kinds and maturities made eligible for rediscount or purchase by federal reserve banks, and the amount invested in the capital stock of national banks located in this state.

Further amend said bill by renumbering section 4 to read section 6.

The report was accepted.

The question being on the amendment.

Mr. Geisel of Manchester offered the following amendment to the amendment:

Amend said bill by inserting after section 3 the following new section:

4. *Water Resources Board.* Amend RSA 481:19 by striking out the words "provided that the aggregate principal amount of bonded indebtedness which may be so guaranteed shall not be in excess of nine hundred thousand dollars" so that said section as amended shall read as follows: 491:19. *Bonds Guaranteed.* The governor with the advice and consent of the council is hereby authorized in the name of the state to guarantee in such manner as they may determine, the payment of the whole or any part of the principal and interest of any bonds to be issued by the corporation hereunder, whether or not the same are secured by a first, junior or other lien upon revenues from projects. The full faith and credit of the state shall be pledged to the performance of such guarantee by the state. In the event that the corporation shall default in payment of interest or principal upon any of the bonds so guaranteed by the state the governor with the advice and consent of the council may draw his warrant upon the treasury out of any money not otherwise appropriated for the payment of such interest or principal to the extent of such guarantee and the sums so paid shall be recoverable from the corporation.

Further amend said bill by renumbering section 4 to read section 5.

The question being on the amendment to the amendment.

Mr. Pillsbury of Manchester spoke in favor of the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

The question now being on the amendment as amended.

On a *viva voce* vote the amendment as amended was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Nalette of Manchester, for the Committee on Resources, Recreation and Development, to whom was referred Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Forestry and Recreation Commission.* Amend RSA 219 by inserting after section 7 the following new section: 219:7-a. *Islands.* The following described islands in the following lakes or ponds are hereby placed within the jurisdiction of the forestry and recreation commission, as public reservations: (1) Loon island in Keysar Lake in the town of Sutton; (2) Small Island in Sand Pond in the town of Marlow; (3) Ingalls Island in Rocky Pond in the town of Canterbury; (4) North Island in Rocky Pond in the town of Gilmanton; (5) Three Islands in Ledge Pond in the town of Sunapee; (6) An island in Wheelwright Lake in the town of Lee; (7) An island located in Kingswood Lake (formerly Cook's Pond) in the town of Brookfield; and (8) Seven Islands in Pleasant Pond in the town of Danbury.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mrs. Frizzell of Charlestown, for the Committee on Judiciary, to whom was referred Senate Bill No. 171, An Act relative to rights of surviving husband and wife, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the word "one" in the fourth line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

2. *Widow, Personalty.* Amend RSA 560:10 by inserting after paragraph III the following new paragraph: IV. If intestate, and he leaves no issue surviving him, nor mother or father, nor sister or brother surviving him, ten thousand dollars of the value thereof, plus two thousand dollars for each full year from the date of marriage to decease of spouse, and also one-half in value of the remainder above said sum computed as above.

Amend section 4 of said bill by striking out the word "one" in the fourth line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

4. *Special Cases.* Amend RSA 560:11 by inserting after paragraph III the following new paragraph: IV. If intestate, and he leaves no issue surviving him, nor mother or father, nor sister or brother surviving him, ten thousand dollars of the value thereof, plus two thousand dollars for each full year from the date of marriage to decease of spouse, and also one-half of the remainder above said sum computed as above; and the same shall be assigned to her in the same manner as dower is assigned. But where the inventory value of all his real estate does not exceed ten thousand dollars she shall be entitled to the whole of said remainder and no assignment of the same to her shall be required unless some party in interest shall petition the probate court therefor.

Amend section 6 of said bill by striking out the word "one" in the fourth line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

6. *Special Cases.* Amend RSA 560:12 by inserting after paragraph III the following new paragraph: IV. If intestate, and she leaves no issue surviving her, nor mother or father, nor sister or brother surviving her, ten thousand dollars of the value thereof, plus two thousand dollars for each full year from the date of marriage to decease of spouse, and also one-half in value of the remainder above said sum as computed above.

Amend section 8 of said bill by striking out the figures "360:13" in line one and inserting in place thereof the figures,

560:13; and further amend said section by striking out the word "one" in the fourth line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

8. *Special Cases.* Amend RSA 560:13 by inserting after paragraph IV the following new paragraph: V. If intestate, and she leaves no issue surviving her, nor mother or father, nor sister or brother surviving her, ten thousand dollars of the value thereof, plus two thousand dollars for each full year from the date of marriage to decease of spouse, and also one-half in value of the remainder above said sum computed as above; and the same shall be assigned to him in the same manner as dower is assigned to a widow. But where the inventory value of all her real estate does not exceed ten thousand dollars he shall be entitled to the whole of said remainder and no assignment of the same to him shall be required unless some party in interest shall petition the probate court therefor.

The report was accepted.

On motion of Mrs. Frizzell of Charlestown reading of the amendment was dispensed with.

Mr. Green of Manchester explained the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Rules Suspended

Mr. McMeekin of Haverhill moved that the rules be so far suspended as to put Senate Bills No. 101, 171 and 206 on third reading and final passage at the present time by title only.

On a *viva voce* vote the motion prevailed.

Third Readings

The following Senate bills were severally read a third time, passed and sent to the Senate for concurrence in the House amendments:

Senate Bill No. 171, An Act relative to rights of surviving husband and wife.

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds.

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank.

Committee Reports (continued)

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Airport Aid and Development Program.* The sum of three hundred thousand dollars is hereby appropriated to be expended as needed by the aeronautics commission (1) for the purpose of equal matching of town funds for the development of airports with federal aid under the federal aid airport program or (2) for equal matching of town funds for the development of airports, as defined under the Federal Aid Airport Program by the state contributions not in excess of five thousand dollars. In case of a grant under the provisions of (1) hereof, except in the case of a grant in an amount of five thousand dollars or less, the commission shall expend funds hereunder only under an agreement with the sponsoring town that said sponsor shall make annual payments not later than June first of each year, beginning on June first of the year following that in which the grant is made, to the aeronautical fund established under RSA 422:42 in any amount of not less than one fifteenth of the state fund contributed to the construction of buildings under the program and if contributions are used to match town funds for other airport construction an additional payment shall be made by the sponsoring town at the rate of three cents per gallon on all fuel sold or used in aircraft on the airport improved by said project. The determination of such fuel used or sold shall be determined as provided in RSA 422:39. The payments hereinbefore provided shall cease upon the repayment to the aeronautical fund of the entire amount of the grant from state funds.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to put House Bill No. 317 on third reading and final passage at the present time by title only.

House Bill No. 317 was read a third time, passed and sent to the Senate for concurrence.

Mr. Lesmerises of Manchester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out the word "twenty" in the ninth line and inserting in place thereof the word, ten, so that said joint resolution as amended shall read as follows:

That the New Hampshire water pollution commission is hereby directed to make a study of the pollution problem affecting the waters of Great Bay and Little Bay, the Piscatoqua River, and their tributaries in the seacoast region. The study shall include the preparation of a suitable plan or plans for the control of pollution in the waters of the bays, the river, and their tributaries. The commission shall complete the investigation in an expeditious manner and report its findings to the legislature promptly and in no case later than the 1959 session of the general court. For the purpose of providing funds for the study hereby authorized the sum of ten thousand dollars is hereby appropriated to be spent by the water pollution commission. The governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any funds in the treasury not otherwise appropriated.

The report was accepted and the amendment adopted.

At the request of Mr. Pillsbury of Manchester, Mr. Walker of Concord explained the joint resolution.

Mr. Pillsbury of Manchester spoke in favor of the joint resolution.

On a *viva voce* vote the joint resolution was ordered to a third reading.

Mr. Geisel of Manchester, for the Committee on Banks, to whom was referred Senate Bill No. 176, An Act relative to examination of banks by bank commissioner, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred Senate Bill No. 167, An Act relative to dogs pursuing or maiming deer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred Senate Bill No. 40, An Act providing an open season for taking fisher, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pryor of Ashland, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 195, An Act relative to public weighers, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 198, An Act relative to repair of town highways and to provide for disposal of certain records of the public works department, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mrs. Frizzell of Charlestown, Mr. Eldredge of Exeter explained the bill.

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Palmer of Plaistow, for the Special Committee consisting of the Delegation from the County of Rockingham, to whom was referred House Bill No. 425, An Act designating the house of correction for Rockingham county as a jail for the confinement of prisoners, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ballam of Walpole, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 58, Joint Resolution in favor of Franklin Wolfson, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Bell of Plymouth moved that further consideration of House Joint Resolution No. 58 be made a Special Order for Tuesday, July 23, at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

On motion of Mr. McMeekin of Haverhill the rules were so far suspended as to put Senate Bill No. 176, Senate Bill No. 198 and House Joint Resolution No. 38 on third reading and final passage at the present time by title and caption only.

Third Readings

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 198, An Act relative to repair of town highways and to provide for disposal of certain records of the public works department.

Senate Bill No. 176, An Act relative to examination of banks by bank commissioners.

House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed, was read a third time, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Davis of Conway moved that the House reconsider its action whereby it voted to recommit House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state, to the Committee on Appropriations.

The question being on the motion.

(Discussion ensued)

Mr. Davis of Conway spoke in favor of the motion.

(Mr. Green of Manchester in the Chair)

Personal Privilege

The Chair recognized Mr. Davis of Conway on a point of personal privilege.

Mr. Davis of Conway moved the previous question.

The question being, Shall the main question now be put? On a *viva voce* vote the main question was ordered.

The question being on the motion to reconsider.

Mr. Lamprey of Moultonborough requested a division and subsequently withdrew his request.

On a *viva voce* vote the motion to reconsider prevailed.

Mrs. Martin of Littleton requested a division and subsequently withdrew her request.

(Speaker in the Chair)

At 12:45 o'clock the Chair declared a 45 minute recess.

Recess

After Recess

The House reconvened at 1:30 o'clock.

The question being on the resolution of the Committee on Appropriations that House Joint Resoltuion No. 39 is inexpedient to legislate.

Mr. Davis of Conway moved that the words "ought to pass with amendment" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mr. Mott of Newington spoke in favor of the motion.

(Mr. Broadhurst of Franklin in the Chair)

Mr. Clement of Rochester moved that further consideration of House Joint Resolution No. 39 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Mrs. Martin of Littleton, Messrs. Clement of Rochester, McCullough of Keene, Cole of Lebanon and Mrs. Davis of Concord spoke in favor of the motion.

Miss Collyer of Lisbon, Messrs. Bloomfield of Claremont, McMeekin of Haverhill, Sheridan of Berlin, Mrs. Palmer of Plaistow, Mrs. Brungot of Berlin and Mr. Pickett of Keene spoke against the motion.

(Speaker in the Chair)

Mr. Barnard of Concord spoke in favor of the motion.

The question being on the motion to indefinitely postpone.

Mr. Barnard of Concord requested a division.

A division being had, 82 members having voted in the affirmative and 214 members having voted in the negative, the motion to indefinitely postpone did not prevail.

The question being on the motion to substitute "ought to pass with amendment" for "inexpedient to legislate" in the committee's report.

On a *viva voce* vote the motion prevailed.

Mr. Davis of Conway offered the following amendment to House Joint Resolution No. 39:

Amend the resolution by striking out all after the resolving clause and inserting in place thereof the following:

That there is hereby established a special committee, to consist of five members, two to be appointed by the Speaker of the House of Representatives, two to be appointed by the President of the Senate, and one to be chosen by the said four members so appointed, said fifth member to be a representative of the general public but not a member of the general court, to make an investigation of such aspects as said committee shall deem necessary or advisable of the entire problem

of railroad transportation service in the state, including but not limited to the financial policies and practices of the Boston and Maine Railroad and their effect on the general welfare and future prosperity of the state. Said committee may consider and review all provisions of the statutes now in force relating to railroads in the state, and may consider the reports of committees or commissions previously established, and such evidence, including the testimony of experts, as it may deem advisable. Said committee may call upon the public utilities commission and other commissions, departments, boards, and officers of the state for such information and assistance as it may desire in the course of its investigation. Said committee may investigate the application and effect of accounting formulas and practices employed by railroad corporations operating in the state on profit and loss of such railroad corporations and the railroads operated by them in the state. Said committee shall organize and elect its chairman and clerk from its membership; shall be provided with quarters in the state house or elsewhere; shall hold public hearings if deemed advisable; shall have the power to subpoena witnesses, and to require the production of books, records, contracts and papers and the giving of testimony under oath; may travel within and without the state and may expend from the appropriation hereinafter authorized such sums as shall be necessary for expert, clerical and other services and expenses. The members of said committee shall be paid five dollars for each day of employment on business of the committee and seven cents per mile for travel from their homes to the places where their duties are performed and return. All expenditures of said committee shall be paid upon vouchers countersigned by the chairman and clerk of said committee. Said committee shall report to the general court the results of its study and investigation by filing the same, together with such plans, statistics and drafts of legislation as it may deem necessary or appropriate, with the clerk of the House of Representatives not later than December 31, 1958. The sum of five thousand dollars is hereby appropriated for the expenses of said committee, and the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The question being on the amendment.

Mrs. Martin of Littleton moved that House Joint Resolution No. 39 be referred to the Legislative Council.

The question being on the motion.

(Discussion ensued)

Mrs. Martin of Littleton, Mrs. Davis of Concord and Messrs. Cole of Lebanon and Clement of Rochester spoke in favor of the motion.

Messrs. Betley of Manchester, Street of Sharon, Jones of Lebanon and McMeekin of Haverhill spoke against the motion.

The question being on the motion to refer the resolution to the Legislative Council.

On a *viva voce* vote the motion did not prevail.

The question now being on the amendment offered by Mr. Davis of Conway.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the joint resolution be read a third time?

On a *viva voce* vote the joint resolution was ordered to a third reading.

On motion of Mr. Pickett of Keene the rules were so far suspended as to put House Joint Resolution No. 39 on third reading and final passage at the present time by caption only.

House Joint Resolution No. 39 was read a third time, passed, and sent to the Senate for concurrence.

Reconsideration

Mr. Davis of Conway moved that the House reconsider its vote whereby it passed House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state.

On a *viva voce* vote the motion to reconsider did not prevail.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area, having considered the same, recommend that the Senate recede from its position of nonconcurrence in the amendment proposed by the House and concur with said amendment, and further recommend that the

House and Senate concur in the adoption of the following amendment to said bill:

Amend section 4 of said bill by striking out the last two sentences and inserting in place thereof the following: The governor and council may acquire the site so recommended and provide for improvements thereon. When the area has been acquired and improved it shall be maintained under the jurisdiction of the recreation division of the forestry and recreation commission, so that said section as amended shall read as follows:

4. *Report; Acquisition of Site.* If the commission is of the opinion that an area can be developed in the Monadnock area, as above indicated, which may be purchased within the limits of the appropriation provided in section 5, it shall recommend to the governor and council that the state acquire the site so recommended. The governor and council may acquire the site so recommended and provide for improvements thereon. When the area has been acquired and improved it shall be maintained under the jurisdiction of the recreation division of the forestry and recreation commission.

E. EVERETT RHODES,
JAMES P. ROGERS,
Conferees on the part of the Senate.

BASIL BROADHURST,
LOUIS S. BALLAM,
LAURENCE M. PICKETT,
Conferees on the Part of the House.

On motion of Mr. Broadhurst of Franklin the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 80, An Act relating to the expiration of void

mortgages, having considered the same, report the same with the following recommendation:

That the House recede from its position in adopting its amendment, that the Senate recede from its position of non-concurrence, and that the House and Senate adopt the following amendment:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Real Estate Mortgages.* Amend RSA 479 by adding at the end thereof the following new subdivision:

Limitation on Undischarged Mortgages.

479:28. *Void After Fifty Years.* From and after January 1, 1960, all undischarged mortgages of real estate which shall have been on record for a period of more than fifty years and which attain such age subsequent to January 1, 1960, shall be void; provided however, that a mortgagee or assignee of such a mortgage may continue the same in its full legal effect and priority, for an additional period of fifty years from date of such action, by recording at any time within such fifty year period an affidavit signed by the mortgagor and the mortgagee or assignee stating that the mortgage is not discharged but is still in full force and effect. All such mortgages which shall have been on record for a period of more than fifty years on or before January 1, 1960, shall become void on January 1, 1960, unless prior to that date the mortgagee or the assignee of such a mortgage shall have recorded an affidavit signed by the mortgagor and the mortgagee or assignee stating that the mortgage is not discharged but is still in full force and effect, and upon the recording of such an affidavit such mortgage shall retain its full legal effect and priority for an additional period of fifty years from the date of such recording.

479:29. *Exception.* The preceding section shall not apply to mortgages held by banks, trust companies, building and loan associations and federal savings and loan associations, whether as named mortgagee or assignee of record.

J. C. CLEVELAND,
LOUIS W. PAQUETTE,
Conferees on the part of the Senate.

MARTHA McD. FRIZZELL,
FRANK J. BENNETT,
DANIEL J. HEALY,
Conferees on the part of the House.

On motion of Mr. Green of Manchester, reading of the amendments offered by the Committee of Conference was dispensed with.

Mr. Green of Manchester explained the amendments.

On motion of Mr. Green of Manchester the report of the Committee of Conference was adopted.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 80, An Act relating to the expiration of void mortgages.

Resolution

Mr. Young of Pittsfield, for himself and the Exeter Delegation offered the following resolution:

Whereas, we have learned of the death of Edward H. Richards, husband of Maude B. Richards, and

Whereas, Mrs. Richards represented the town of Exeter in the House of Representatives for several sessions, therefore be it

Resolved, that we, the members of the House of Representatives, extend our heartfelt sympathy to Mrs. Richards and her family in their bereavement, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Mrs. Richard.

On a *viva voce* vote the resolution was unanimously adopted.

Senate Message

The Senate has passed a bill and joint resolution with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 210, An Act relative to the military staff of the governor and to the qualification of the adjutant general.

Senate Joint Resolution No. 9, Joint Resolution relative to a study of water supplies in the seacoast region of the state.

Senate Bills Read and Referred

The following Senate bill and Senate joint resolution were read a first and second time, laid upon the table and referred as follows:

Senate Bill No. 210, An Act relative to the military staff of the Governor and the qualification of the adjutant general. To the Committee on Veterans and Military Affairs.

Senate Joint Resolution No. 9, Joint Resolution relative to a study of water supplies in the seacoast region of the state. To the Committee on Municipal and County Government.

Report of the Committee on Engrossed Bills

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills and House joint resolution:

House Bill No. 194, An Act to abolish the civil and criminal jurisdiction of justices of the peace.

House Bill No. 268, An Act increasing the salaries of the justices of the Rochester, Derry and Exeter municipal courts.

House Bill No. 300, An Act providing for a first aid room in the state house.

House Bill No. 421, An Act making appropriation for the Governor's legal counsel.

House Bill No. 437, An Act relative to annual salaries of the Carroll County Commissioners.

House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountains.

On motion of Mrs. Brungot of Berlin the House adjourned from the morning session.

Afternoon Session

On motion of Mrs. Christiansen of Berlin the House adjourned at 4:07 o'clock.

TUESDAY, JULY 23, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the Acting Chaplain, Rev. Tom Tucker.

Almighty God, our Father, Who has filled our lives with lasting fellowship and made us responsible to the people of this state, we bow before Thee with praise and thanksgiving. We praise Thee for Thy mighty works and thank Thee for Thy constant care and guidance. In the midst of Thy eternal purposes we are humbled to know that Thou hast chosen us to lead and act. Give us we pray a sensitivity to the deeper meaning of the problems we discuss so that the long range effectiveness of our actions may be true and upbuilding. Fill us with Thy Holy Spirit that we may respond freely and honestly to our fellow workers, that love may abound even in the midst of disagreement, that truth may stand fast even if our own desires must be laid aside. We pray for those who lead us and we pray for one another that in our work there may be harmony and decisiveness. We pray that we may see Thy light of guidance that in all things Thy will be done through Jesus Christ our Lord. Amen.

Salute to the Flag

Miss Collyer of Lisbon led the Convention in the salute to the flag.

House

Leaves of Absence

Messrs. Sawyer of Brookfield and Drew of Farmington were granted leave of absence for the day on account of important business.

Mr. Merrill of Exeter was granted indefinite leave of absence on account of important business.

Introduction of a Bill

The following bill was introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mr. Tiffany of Concord), House Bill No. 449, An Act relative to agreements between towns in

connection with federal or interstate flood control projects. To a Joint Committee consisting of the Committees on Judiciary and Appropriations.

Opinion of the Justices of the Supreme Court

To the House of Representatives:

The undersigned Justices of the Supreme Court submit the following reply to your request for an opinion as to whether any of the provisions of section 8 of Senate Bill No. 140, as amended, are unconstitutional.

Senate Bill No. 140, as amended and passed by the Senate, is entitled "An Act establishing the Berlin Airport Authority," and provides for the incorporation of the Authority as a body politic (*s.* 1) for the purpose of acquiring, maintaining and operating the Berlin Municipal Airport as well as auxiliary landing places and facilities in Coos County, *S.* 7. Journal of the Senate, June 18, 1957, *pp.* 785-789, 795-796. The bill is modeled after statutes establishing the Dover, Somersworth and Rochester Airport Authority and the Laconia Airport Authority. Laws 1945, *c.* 281; 1941, *c.* 272. Certain provisions of section 8 of the bill are substantially the same as provisions appearing in the earlier acts: "The establishment, ownership, operation and maintenance of said airport and all auxiliary facilities are declared to be for public purposes as an aid to national and state defense and for the convenience of the public, and the authority shall be regarded as performing a governmental function in carrying out the provisions of this act." Journal of the Senate, *supra, pp.* 786-787. See Laws 1945, *c.* 281, *s.* 5; 1941, *c.* 272, *s.* 8.

Section 8 of the bill also contains the following provisions which do not appear in the earlier acts: "The authority, the county of Coos, the city of Berlin and the town of Milan shall enjoy immunity from all tort liability in connection with said facilities and activities and the said immunity shall not be affected or lost by reason of the receipt of profit, fees, revenue, income, rentals or any particular or specific return whatsoever." Your inquiry relates particularly to whether the provisions last quoted would be unconstitutional if enacted into law.

The law is well settled in New Hampshire, apart from legislative enactments, that municipal corporations are im-

mune from liability for torts arising out of negligence in the performance of government functions. *Shea* v. *Portsmouth*, 98 N. H. 22; *Reynolds* v. *Nashua*, 93 N. H. 28. See *Kardulas* v. *Dover*, 99 N. H. 359, 360. *Cf. Resnick* v. *Manchester*, 99 N. H. 436; *Mitchel* v. *Dover*, 98 N. H. 285. The same immunity extends to counties. *Cushman* v. *Grafton*, 97 N. H. 32. The State itself enjoys a broader immunity against any suit to which it has not consented. *Moore* v. *Dailey*, 97 N. H. 278. As an agency of the State, the Authority which the bill would create would enjoy the sovereign immunity of the State, except as that immunity is waived by statute. *St. Regis Co.* v. *Board*, 92 N. H. 164. See *Eastern Grain Co.* v. *Currier*, 98 N. H. 495. While the bill would permit the Authority to sue and be sued (*s.* 9(a)) immunity from liability for torts would be preserved by section 8.

In the provisions of section 8 we see no violation of the Constitution. The receipt by a body politic of fees or compensation in connection with its activities does not conclusively establish that the activities are commercial and not governmental. "[An] enterprise does not become a private one merely because financial benefit is incidentally derived" *Fournier* v. *Berlin*, 92 N. H. 142, 144. See *Reynolds* v. *Nashua*, *supra; Cushman* v. *Grafton*, *supra*. Legislation such as Senate Bill No. 140 expressly providing that specified activities shall be regarded as the performance of a governmental function will be given effect if not patently contrary to fact. *Velishka* v. *Nashua*, 99 N. H. 161, 165.

The provision of air navigation facilities for public use has been held to serve a public purpose; and airports even if privately operated may be exempted from tax if available for public use. *Opinion of the Justices*, 95 N. H. 548. Similarly the establishment of air navigation facilities has been declared by general legislation to be a "public governmental function." RSA 422:17. See *Opinion of the Justices*, 94 N. H. 513, 514-515.

We therefore see no reason to question the validity of section 8 of Senate Bill No. 140, which relates solely to operation of public airfields by an agency of the State which is entitled to enjoy the State's immunity from liability for torts. The extent to which that immunity should be preserved or waived is purely a legislative question. See RSA 491:8; *Wise-*

man v. *State*, 98 N. H. 393; "Leviathan Bound — Sovereign Immunity in a Modern World," 43 Va. L. Rev. 529, 544-546.

Our answer to your inquiry is in the negative: the provisions in question, if enacted into law, in our opinion would not be unconstitutional.

FRANK R. KENISON
LAURENCE I. DUNCAN
AMOS N. BLANDIN, Jr.
EDWARD J. LAMPRON
STEPHEN M. WHEELER

July 23, 1957.

Communications

Campton, N. H.
July, 1957

To the House of Representatives,
Concord, N. H.:

I want to thank you for the beautiful tribute of sympathy in memory of my dear husband. It was greatly appreciated.

Very sincerely,
MRS. SAMUEL P. ROBIE.

The family of James J. Burke will hold in grateful remembrance your kind expression of sympathy.

Senate Message

The Senate has voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 171, An Act relative to rights of surviving husband and wife.

The Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries.

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

The President appointed Senator Ferguson and Senator Humphreys as Senate conferees on the Committee of Conference.

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 141, An Act relative to possession of wild deer meat.

House Bill No. 249, An Act relative to the salary of the Hillsborough county solicitor.

House Bill No. 324, An Act relative to taking of clams, clam worms and oysters.

House Bill No. 357, An Act relative to opening season at Bear Brook.

House Bill No. 434, An Act changing the name of a pond in the town of Middleton.

House Bill No. 442, An Act relative to audits of the accounts of the city of Dover.

House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers.

Committee Reports

Mr. Morris of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 302, An Act relative to the salary of the mayor, aldermen and members of the school committee of the city of Manchester, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Mayor of the City of Manchester.* Amend section 1 of chapter 223 of the Laws of 1833, as amended by chapter 203 of the Laws of 1907 and chapter 280 of the Laws of 1945 by striking out said section and inserting in place thereof the following so that said section as amended shall read as follows: Section 1. The salary of the mayor of the city of Manchester shall be in such amounts as may be voted by the mayor and the board of aldermen.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *Aldermen.* Amend section 1, chapter 220, Laws of 1901, as amended by section 1, chapter 333, Laws of 1917, and section 1, chapter 352, Laws of 1947, by striking out said section and inserting in place thereof the following so that said section as amended shall read as follows: Sect. 1. Each member of the board of aldermen of the city of Manchester shall be paid in such amounts as may be voted by the mayor and the board of aldermen.

Amend section 3 of the bill by striking out said section and inserting in place thereof the following:

3. *School Committee.* Amend section 1, chapter 323, Laws of 1909, as amended by chapter 270, Laws of 1931, by striking out said section and inserting in place thereof the following so that said section as amended shall read as follows: Section 1. At every election hereafter held in said city of Manchester there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January next following their election. The salary of each member of said school committee shall be in such amounts as may be voted by the mayor and board of aldermen.

Further amend said bill by inserting after section 3 the following new section to read as follows:

4. *Election Officials.* Amend section 1 of chapter 402 of the Laws of 1949 by striking out said section and inserting in place thereof the following: 1. *Compensation of Election Officials.* Each ballot inspector, moderator, ward clerk and selectman of the wards of the city of Manchester shall be paid in such amount as may be voted by the mayor and the board of aldermen.

Further amend said bill by renumbering section 4 to read section 5.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 402, An Act relative to exemptions from the stock-in-trade tax. having

considered the same, reported the same with the following resolution:

Resolved, That the bill be referred to the Legislative Council.

The report was accepted and the resolution of the committee adopted.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred House Bill No. 69, An Act providing for additional motor vehicle road toll to be expended on town highways, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Eaton of Mason moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mr. Eaton of Mason spoke in favor of the motion.

Mr. Haley of Keene spoke against the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question being on the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Notice of Reconsideration

Mr. Soucy of Manchester, ward 1, served notice that today or some subsequent day he will move that the House reconsider its vote whereby it passed Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank.

Mr. Danforth of Manchester, for the Committee on Liquor Laws, to whom was referred House Bill No. 189 (in new draft and new title), An Act relative to issuance of liquor licenses for hotels in the town of Hampton, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on Liquor

Laws, to whom was referred House Bill No. 189, An Act relative to the issuance of liquor licenses for hotels in the town of Hampton, having considered the same, and being unable to agree with the majority, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by inserting after section 1 the following new section:

2. *Residents of Hampton.* Amend RSA 178 by inserting after section 5-a, as inserted by section 1 of the bill the following new section: 178:5-b. *Illegal Possession and Transportation.* It shall be unlawful for any resident of the town of Hampton to have in his possession in said town to transport into said town, any liquor or alcoholic beverages.

Further amend the bill by renumbering section 2 to read section 3.

ALFRED A. BERGERON,
A Minority of the Committee.

The undersigned, a minority of the Committee on Liquor Laws, to whom was referred House Bill No. 189, An Act relative to issuance of liquor licenses for hotels in the town of Hampton, having considered the same, and being unable to agree with the majority, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following: An Act relative to issuance of liquor licenses for hotels in certain towns.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Hotels in Certain Towns.* Amend RSA 178 by inserting after section 5 the following new section: 178:5-a. *Prohibition.* Notwithstanding the provisions of section 3 the commission shall not issue a license to a first-class hotel in the towns of Brookline, Chatham, Easton, Eaton, Erroll, Freedom, Fremont, Greenland, Hampton, Landaff, Monroe, New Hampton and New London, unless and until the voters of said towns have approved the issuance of said license, in accordance with the provisions of this section. If application for a

license under said section 3 is received by the liquor commission said commission may advise the selectmen of said towns of such application. The selectmen of said towns shall insert in the warrant for the next annual town meeting an article calling for the consideration of the question whether the voters will approve the issuance of such a license to a hotel in said town. The vote on the question shall be by ballot. If a majority of the voters of said towns present and voting on the question shall signify their approval of the issuance of said license the commission shall be advised that the voters have so approved said issuance, and the commission may then issue said license.

2. *Takes Effect.* This act shall take effect upon its passage.

PASQUALE RUFO,
A Minority of the Committee.

The undersigned, a minority of the Committee on Liquor Laws, to whom was referred House Bill No. 189, An Act relative to issuance of liquor licenses for hotels in the town of Hampton, having considered the same, and being unable to agree with the majority, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to naming the Franklin Delano Roosevelt bridge.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Memorial Bridge.* The first bridge across the Merrimack river which shall be constructed between the cities of Nashua and Manchester shall be known as the Franklin Delano Roosevelt Memorial Bridge. After the construction of said bridge bronze plaques shall be placed at each end of said bridge with the following inscription:

To the Memory of
Franklin Delano Roosevelt
President of the United States
World Statesman and Leading Advocate

of the Good Neighbor Policy Among Nations.
The State of New Hampshire
Dedicates This Bridge
(Date of opening this bridge)

The cost of said plaque shall be a charge upon the appropriation for the construction of said bridge.

2. *Repeal.* Chapter 187 of the Laws of 1945, as amended by chapter 195 of the Laws of 1945, is hereby repealed.

3. *Takes Effect.* This act shall take effect upon its passage.

GEORGE J. HURLEY,
A Minority of the Committee.

The undersigned, a minority of the Committee on Liquor Laws, to whom was referred House Bill No. 189 (in new draft and new title), An Act relative to issuance of liquor licenses for hotels in the town of Hampton, having considered the same, and being unable to agree with the majority, report the same with the recommendation that the bill ought to pass.

HARRY S. TOWNSEND,
A Minority of the Committee.

The reports were accepted.

Mr. Townsend of Lebanon moved that the report of the fourth minority "Ought to pass" be substituted for the report of the majority "Inexpedient to legislate".

The question being on the motion.

Mr. Townsend of Lebanon spoke in favor of the motion.

Mr. Gay of New London moved that further consideration of House Bill No. 189 and pending reports be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Gay of New London, Murch of Portsmouth, Bloomfield of Claremont, Hersom of Northumberland, Eastman of Kensington, Kearns of Manchester, Craig of Manchester, Jones of Lebanon, Pickett of Keene and Mrs. Dondero of Portsmouth spoke in favor of the motion.

Mrs. Frizzell of Charlestown, Mr. Pillsbury of Manchester, Mr. Lessels of Concord and Mr. Hunter of Hampton spoke against the motion.

(Mr. Angus of Claremont in the Chair)

Mr. Christy of Manchester spoke in favor of the motion.

(Speaker in the Chair)

Mr. Lougee of Hampton spoke against the motion.

Mr. Dana of Laconia moved the previous question.

The question being, Shall the main question now be put?

On a *viva voce* vote the main question was ordered.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote it appeared that the affirmative prevailed.

Mr. Pillsbury of Manchester requested a division.

A division being had, 191 members having voted in the affirmative and 119 members having voted in the negative, the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Pickett of Keene moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 189 (In New Draft and New Title), An Act relative to issuance of liquor licenses for hotels in the town of Hampton.

On a *viva voce* vote the motion to reconsider did not prevail.

Special Order at 11:01 O'Clock

Mr. Carter of North Hampton called for the Special Order on House Joint Resolution No. 58, Joint Resolution in favor of Frank Wolfson.

The question being on the resolution of the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution of the committee was adopted.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 147, An Act relative to children acting as caddies or delivering newspapers, having considered the same, reported the same with the recommendation that the House

recede from its position in the adoption of its amendment, that the Senate recede from its position of non-concurrence, and further recommends that the Senate and House concur in the adoption of the following amendments to said bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the employment of children.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Employment of Children.* Amend RSA 276:1 by striking out said section and inserting in place thereof the following: 276:1. *Under 14.* No child under the age of fourteen shall be employed or permitted or suffered to work in any occupation except (1) farm labor or domestic labor or (2) as a caddy at golf links, or (3) in the door-to-door delivery of newspapers, or (4) for work on church grounds and at religious meetings, in the employ of the religious organization.

2. *Limitations.* Amend RSA 276:6 by inserting at the end thereof the following: and (3) that a boy twelve years old or over may be employed for work on church grounds and at religious meetings, in the employ of the religious organization. so that said section as amended shall read as follows: 276:6. *Hours.* Except as provided in chapter 275 RSA, no minor under the age of sixteen years, shall be employed, or permitted or suffered to work at any gainful occupation, more than fifty-four hours in any one week, nor more than ten and one-quarter hours in any one day; nor before the hour of half-past six o'clock in the morning, nor after the hour of seven o'clock in the evening, except (1) that boys twelve years old or over may deliver newspapers after five o'clock in the morning or between four and eight o'clock in the evening, and (2) that a boy twelve years old or over may act as caddy at golf links, and (3) that a boy twelve years old or over may be employed for work on church grounds and at religious meetings, in the employ of the religious organization. Provided further that during the summer school vacation period, such minor may be employed until 9:00 o'clock in the evening provided that such minors shall not work more than eight hours in any twenty-four hour period or more than forty-eight hours in any one week.

3. *Employment Certificates.* Amend RSA 276:7 by striking out said section and inserting in place thereof the following: 276:7. *When Required.* No child under sixteen years of age shall be employed or permitted or suffered to work, in, about or in connection with, any place or establishment, unless the person, firm, or corporation employing such child, procures and keeps on file and accessible to any truant officer, or other authorized inspector, an employment certificate as hereinafter prescribed. Provided, however, that the provisions hereof shall not apply to the employment of children under the age of sixteen years of age in farm labor, or domestic labor, or as a caddy at golf links or in the door-to-door delivery of newspapers or for work on church grounds and at religious meetings, in the employ of the religious organization.

4. *Takes Effect.* This act shall take effect upon its passage.

DANIEL A. O'BRIEN,
BENJAMIN C. ADAMS,
Conferees on the part of the Senate.

GEORGE W. ANGUS,
DORIS M. SPOLLETT,
JOHN W. KING.
Conferees on the part of the House.

On motion of Mr. Angus of Claremont the reading of the amendments proposed by the Committee of Conference was dispensed with.

Mr. Angus of Claremont moved that the House adopt the report of the Committee of Conference.

The question being on the motion.

(Discussion ensued)

Mr. Dana of Laconia spoke against the motion.

Messrs. Angus of Claremont and Deans of Milford spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the report of the Committee of Conference was adopted.

The Senate concurs with the House of Representatives in the passage of the following entited bill, with amendments,

in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 339, An Act relative to the government of the city of Concord.

On motion of Mr. Rufo of Concord the rules of the House were so far suspended as to dispense with the reading and printing of the amendments sent down from the Honorable Senate.

On motion of Mr. White of Concord the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendments to the following entitled bill and requests a Committee of Conference.

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds.

The President appointed Senator Bennett and Senator Cleveland as Senate conferees on the Committee of Conference.

On motion of Mr. Broadhurst of Franklin the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Broadhurst of Franklin, Monahan of Hanover and Phelps of Andover as conferees on the part of the House.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled bill and requests a Committee of Conference:

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Savings Bank.

The President appointed Senator Anderson and Senator Rogers as the Senate conferees on the Committee of Conference.

On motion of Mr. Pillsbury of Manchester the House voted to accede to the request of the Honorable Senate and the Chair appointed Messrs. Pillsbury of Manchester, Soucy of Manchester, Ward 1 and Perkins of Nottingham as conferees on the part of the House.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 147, An Act relative to children acting as caddies or delivering newspapers.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires.

Withdrawal of Notice of Reconsideration

Mr. Soucy of Manchester, Ward 1 withdrew his pending notice of reconsideration of Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank.

Communication

STATE OF NEW HAMPSHIRE

Inter-Department Communication

July 23, 1957
Room 208, Annex

From: Edward R. Thornton, Commissioner
Public Utilities Commission

To: Honorable W. Douglas Scamman
Speaker of the House
State House

In view of the interest shown by many members of the General Court, I thought that you would be interested to know that we were advised this morning by the Boston & Maine Railroad that, in response to requests from the New Hampshire Public Utilities Commission and the Massachusetts Department of Public Utilities, a special train will be run daily from Boston to the Rockingham Race Track, during the current Meet.

N. H. Public Utilities Commission
EDWARD R. THORNTON,
Commissioner.

Report of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 141, An Act relative to possession of wild deer meat.

House Bill No. 198, An Act relative to replacements in and extension of the heating system plant at the University of New Hampshire.

House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire.

House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income.

House Bill No. 324, An Act relative to taking of clams, clam worms and oysters.

House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries.

House Bill No. 357, An Act relative to opening season at Bear Brook.

House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for uphill transportation of passengers.

House Bill No. 434, An Act changing the name of a pond in the town of Middleton.

House Bill No. 442, An Act relative to audits of the accounts of the city of Dover.

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bills and Senate Joint resolution:

Senate Bill No. 80, An Act relating to the expiration of void mortgages.

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department and the recreation division of the forestry and recreation commission.

Senate Bill No. 176, An Act relative to examination of banks by bank commissioner.

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock area.

Senate Bill No. 198, An Act relative to repair of town highways and to provide for disposal of certain records of the public works department.

Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline and fuel oil prices in the State of New Hampshire.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and when the House adjourns today to be to meet tomorrow morning at 11:00 o'clock.

Third Reading

House Bill No. 302, An Act relative to the salary of the mayor, aldermen and members of the school committee of the city of Manchester, was read a third time, passed, and sent to the Senate for concurrence.

On motion of Miss Loizeaux of Plymouth the House adjourned at 1:25 o'clock.

WEDNESDAY, JULY 24, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Reverend Tom Tucker.

Our Father, God, Creator of what we are, Giver of what we have, and Forgiver of all those who turn to Thee. Dwell in our hearts this day that we may feel ourselves to be creatures of Thy making. Speak to our minds that we may know the worth of Thy gifts given for the well-being of all men. Fill us with Thy Spirit that our wayward feet may be turned toward Thee for pardon and rededication. Tear off the calloused skin of our selfish plans that we may be sensitive to the truth of Thy purpose. Wash off the bitter words of our wagging tongues that we may speak with purity the

motives of our work. In the Spirit of Jesus Christ we seek to know and to follow in the way of justice and peace that through the strength of our life together in this place we may be instruments of love in the wider community of this land. Thy will be done, O Lord. Amen.

Salute to the Flag

Mr. Dana of Laconia led the Convention in the salute to the flag.

House

Introduction of Guests

The Chair introduced Mr. Harvey R. Pease of Wiscasset, Maine, Clerk of the Maine House of Representatives.

The Chair also introduced the following as guests of the House:

Diane Maloomian and Diane Cote, sponsored by Mr. Maloomian of Somersworth.

Mr. Harold Killeen, former representative from Walpole and present Justice of the Walpole Municipal Court, sponsored by Mr. Galloway of Walpole.

Mrs Leifa White of Bristol, former representative from Ellsworth, sponsored by Mrs. Bucklin of Bridgewater.

Leave of Absence

Mrs. Ayer of Pittsfield was granted a leave of absence for today and tomorrow on account of important business.

Introduction of Bills

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Committee on Rules (Mrs. Dondero of Portsmouth), House Bill No. 450, An Act relative to use of balances of certain bond issues of the city of Portsmouth. To the Special Committee composed of the members from the city of Portsmouth.

On motion of Mr. Foote of Portsmouth the rules were so far suspended as to dispense with the printing and committee reference of House Bill No. 450 and the bill was placed on third reading and final passage at the present time by title only.

The bill was read a third time, passed, and sent to the Senate for concurrence.

By Committee on Rules (Mr. Dana of Laconia), House Bill No. 451, An Act relating to the salaries of the board of supervisors of the city of Laconia. To the Special Committee composed of the members from the city of Laconia.

On motion of Mr. Dana of Laconia printing of House Bill No. 451 was dispensed with.

By Committee on Rules (Mr. Vaughan of Newport), Joint Resolution No. 63, Joint Resolution relating to retired teachers. To the Committee on Appropriations.

On motion of Mr. Walker of Concord printing of House Joint Resolution No. 63 was dispensed with.

By Committee on Rules (Mr. Willey of Campton, Mr. Duke of Hanover, Mr. Larty of Haverhill, Mr. Bloomfield of Claremont, Miss Loizeaux of Plymouth, Mr. Bell of Plymouth), Joint Resolution No. 64, Joint Resolution providing for a portrait of Capt. Harl Pease, Jr. for the Pease Air Force Base. To the Committee on Appropriations.

On motion of Miss Loizeaux of Plymouth the printing and committee reference of House Joint Resolution No. 64 was dispensed with and the House joint resolution was placed on third reading and final passage at the present time by caption only.

House Joint Resolution No. 64 was read a third time, passed, and sent to the Senate for concurrence.

Communication

July 24, 1957

Honorable Douglas Scamman,
Speaker, House of Representatives,
State House,
Concord, New Hampshire

DEAR DOUGLAS:

It is with a great deal of pleasure that I carry out the request of Mr. and Mrs. Harl Pease to express their gratitude to you and all the members of this 1957 House of Representatives for passing the Concurrent Resolution that names the Newington Air Force Base, — Pease Air Force Base — in honor of their son Captain Harl Pease, Junior, a recipient of the Medal of Honor for his outstanding, heroic service during World War II.

Mr. and Mrs. Pease and their daughter feel highly honored and will forever look with pride and sincere thanks to the action we have taken to perpetuate the family name for their only son.

Sincerely,

FLORIMOND DUKE,
Colonel U.S.A.R. (Ret.)
Representative from
Hanover, New Hampshire.

With the permission of the House and the Chair the Clerk briefly addressed the House with respect to the foregoing communication.

Notice of Reconsideration

Mr. Gibson of Concord served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it concurred with the Honorable Senate in its amendments to House Bill No, 339, An Act relative to the government of the city of Concord.

Motion to Print Correspondence

Mr. Young of Pittsfield moved that certain correspondence between the Chief Executive and himself be printed in today's Journal.

The question being on the motion.

(Discussion ensued)

Mr. Young of Pittsfield spoke in favor of the motion.

At the request of Mr. Young of Pittsfield the Clerk read the letters in full.

Messrs. Pickett of Keene and Allen of Concord spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the Chair ordered the following letters printed in the Journal:

Communication

July 23, 1957

Governor Lane Dwinell,
State House,
Concord, New Hampshire.

DEAR GOVERNOR DWINELL:

I came away from our lengthy conference this morning with this impression relating to the subject matter covered

in House Bill No. 402, which was referred to the Legislative Council by vote of the House this morning: You will request that a special subcommittee be appointed for the express purpose of studying and reporting its findings on the entire problem broached by the introduction and referral of this bill, namely:

1. That the subcommittee be empowered and directed to devote its entire attention to state policy and problems of industrial taxation.

2. That said subcommittee will study the ramifications of the present stock-in-trade tax, its administration, and elements of House Bill No. 402.

3. That the subcommittee will be empowered to seek expert and informed advisors in its effort to seek out a good and valid approach to the problem of industrial taxation.

4. That it shall decide upon, and publicize, a position and creative solution to this special field of taxation.

With this understanding I have agreed to withhold any effort on my part or to anyone associated with me to take this matter up on the floor of the House.

Sincerely,

E. HAROLD YOUNG

State of New Hampshire
Concord

Lane Dwinell, Governor

July 24, 1957

The Honorable E. Harold Young
House of Representatives
Concord, N. H.

DEAR HAROLD:

This acknowledges your letter of July 23 with respect to our recent conference regarding House Bill 402.

I believe that the subject matter covered by this bill, which has been referred to the Legislative Council is of vital importance to our State because of the major dependence which we have upon industry.

While we have had many studies of our overall tax structure in the past, we have never had a concentrated review of those taxes which bear most directly upon industry, particu-

larly the stock-in-trade tax. It would seem to me very appropriate that a study of industrial taxation and the stock-in-trade tax in particular be made prior to the next session of the Legislature.

I trust that the Legislative Council will see fit to follow the suggestions made in your letter and my office stands ready to cooperate to the fullest degree.

Sincerely yours,

LANE DWINELL

Communication

LEGISLATIVE SESSION OF 1957:

Your flowers were beautiful! Thank you for them and your many acts of kindness. Harley had hoped, right to the last, to attend at least one session.

Sincerely,

HILDA B. CRANDALL

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 95, An Act relative to change of classification of roads in Bethlehem.

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

Senate Bill No. 211, An Act relative to tax exemption for the blind.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table, and referred as follows:

Senate Bill No. 211, An Act relative to tax exemption for the blind. To the Committee on Ways and Means.

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes. To the Committee on Ways and Means.

Senate Bill No. 95, An Act relative to change of classification of roads in Bethlehem. To the Committee on Public Works.

Rules Suspended

Mr. Pillsbury of Manchester moved that the rules of the House be so far suspended as to dispense with the printing and committee reference of Senate Bill No. 95, An Act relative to change of classification of roads in Bethlehem, and that the bill be put on third reading and final passage at the present time by title only.

The question being on the motion.

The Clerk read the bill in full.

Mr. Pillsbury of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed and the bill was read a third time, passed, and sent to the Secretary of State to be engrossed.

The Senate message further announced that the Senate has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 249, An Act relative to the salary of the Hillsborough county solicitor.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Hillsborough County.* Amend RSA 7:35 as amended by 1955, 247:2, 1957, 34:1, 1957, 211:1 by striking out the word "thirty-three" in the eighth line and inserting in place thereof the word, thirty-eight, so that said section as amended shall read as follows: 7:35. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.
In Strafford, twenty-five hundred dollars.
In Belknap, two thousand dollars.
In Carroll, two thousand dollars.
In Merrimack, twenty-five hundred dollars.
In Hillsborough, thirty-eight hundred dollars.
In Cheshire, two thousand dollars.
In Sullivan, two thousand dollars.
In Grafton, twenty-four hundred dollars.
In Coos, twenty-four hundred dollars.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* The increase in salary for the Sullivan County solicitor shall be effective as of January 1, 1958. The remaining provisions of this act shall take effect upon its passage.

On motion of Mr. Belcourt of Nashua the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolution sent up from the House of Representatives:

House Bill No. 333, An Act relative to mileage allowance for members of the general court.

House Joint Resolution No. 62, Joint Resolution in favor of the estates of Harley A. Crandall and James J. Burke.

The Senate message further announced that the Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 292, An Act relative to purchasing liability insurance at state recreational facilities.

Committee Reports

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lafond of Manchester, for the Committee on Public Works, to whom was referred House Bill No. 424, An Act relative to ingress to the Everett highway, also known as the Central New Hampshire Turnpike, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pillsbury of Manchester, for the Committee on Public Works, to whom was referred Concurrent Resolution relative to Underwood Memorial Bridge in Hampton, having considered the same, reported the same with the following amendment and the recommendation that the concurrent resolution as amended, ought to be adopted.

Amend the concurrent resolution by striking out all after the caption and inserting in place thereof the following:

Whereas the Commissioner of the Department of Public Works and Highways is conducting an inquiry concerning the cause of the damage to the Underwood Memorial Bridge in Hampton with the intent that the result of his inquiry be submitted to the Attorney-General for a determination as to whether the cost of repairs should be borne by parties other than The State of New Hampshire, now therefore be it

Resolved, that the report of the Commissioner and Attorney-General be made available to the members of this House, and be it further

Resolved, that a copy of this resolution be transmitted to the Commissioner of Public Works and Highways and to the Attorney-General.

The report was accepted.

On a *viva voce* vote the amendment was adopted.

The question being on the concurrent resolution as amended.

On a *viva voce* vote the Concurrent Resolution as amended, was adopted.

Introduction of Committee Reports Not Previously Advertised

On motion of Mr. Walker of Concord the rules of the House were so far suspended as to permit the introduction of the reports of the Committee on Appropriations on the following entitled bill and captioned joint resolution not previously advertised in the Journal:

House Bill No. 409, An Act establishing a state council on the problems of the aging.

House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program.

Committee Reports

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 409, An Act establishing a state council on the problems of the aging, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Reports of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy, having considered the same, reported the same with the following recommendations:

That the Senate recede from its position of non-concurrence, that the House recede from its position in adopting its amendment and the following amendment be adopted:

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Duties of Director of Purchase and Property.* Amend paragraph IX of RSA 8:19 by striking out said paragraph and inserting in place thereof the following:

IX. After consultation with, and approval by, the board of approval as established by RSA 93:2, purchase liability insurance under a fleet policy covering the operation of state owned vehicles, and such other insurance and surety bonds as any state department, agency or official may now or hereafter be legally authorized to secure, or required to furnish; provided that approval shall not be granted for any such insurance or surety bonds unless the same have been negotiated for, are procured from and the premium therefor is to be paid to a resident agent of an insurance company registered and licensed to do business in this state. No such insurance com-

pany or resident agent, personally or by another, shall allow, give or pay, directly or indirectly, to any non-resident agent or non-resident broker any part of the commission on the sale of such insurance or surety bonds. The insurance commissioner may suspend or revoke the license of any resident agent or insurance company violating the provisions hereof.

STEWART LAMPREY,
N. A. McMEEKIN,
SCOTT F. EASTMAN,
Conferees on the part of the House.

LUCIEN BERGERON,
ELMER ANDERSON,
Conferees on the part of the Senate.

Mr. McMeekin of Haverhill moved that the House adopt the report of the Committee of Conference.

At the request of Mr. Street of Sharon Mr. McMeekin of Haverhill explained the amendment offered by the Committee of Conference.

On a *viva voce* vote the motion to adopt the report prevailed.

The Committee of Conference, to whom was referred House Bill No. 327, An Act relative to a certain highway in the town of Lincoln, Livermore, Waterville, Albany and Conway, having considered the same, reported the same with the recommendation that the Senate recede from its position in the adoption of its amendments, that the House recede from its position of non-concurrence, and further recommends that the Senate and House concur in the adoption of the following amendment to said bill:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Highway Classified.* The Federal Forest Highway, known as the New Hampshire Forest Highway 8, in the towns of Lincoln, Livermore, Waterville, Albany and Conway, shall hereafter be classified as a class II highway.

IDA M. HORNER,
FORREST W. HODGDON,
Conferees on the part of the Senate.

EARLE W. CHANDLER,
ROBERT S. MONAHAN,
GEORGE McGEE,
Conferees on the part of the House.

Mr. Chandler of Bartlett moved that the House adopt the report of the Committee of Conference.

Mr. Chandler of Bartlett explained the report.

On a *viva voce* vote the motion to adopt the report prevailed.

The following was omitted from yesterday's Journal through error:

The Committee of Conference, to whom was referred Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires, having considered the same, recommended that the Senate recede from its position of non-concurrnce in the amendments proposed by the House and concur in said amendments, and further recommended that the House and Senate concur in the adopting of the following additional amendment to said bill:

Amend RSA 154:36 as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

154:36. *Appropriations.* Municipalities belonging to such a system may raise and appropriate money for the purposes of the system. Counties in which a system is established may raise and appropriate money for the purposes of the system; provided however that where all the municipalities in the county do not belong to the system, such county appropriations may only be made by the affirmative vote of a two-thirds majority of the county convention present and voting.

E. J. BENNETT,
ROBERT ENGLISH,
Conferees on the part of the Senate.

R. WAYNE CROSBY,
CHARLES R. EASTMAN,
L. WALTER BIGELOW, Jr.
Conferees on the part of the House.

On motion of Mr. Crosby of Hillsborough, the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 19 (new title and new draft), An Act relating to transporter registration.

Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton.

Senate Bill No. 205, An Act relative to by-laws, officers, and credit committee of credit unions.

Senate Bills Read and Referred

The following Senate bills were severally read a first and second time, laid upon the table, and referred as follows:

Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton. To the Committee on Municipal and County Government.

Senate Bill No. 19 (new title and new draft), An Act relating to transporter registration. To the Committee on Transportation.

Senate Bill No. 205, An Act relative to by-laws, officers, and credit committee of credit unions. To the Committee on Judiciary.

Resolutions

Mr. Graham of Canaan offered the following resolution:

Whereas, Frank B. Clarke of Canaan has passed away, and

Whereas, He was a former member of the House of Representatives for seven sessions and an attache for a session, and

Whereas, He was a practicing attorney for over fifty years, a member of the School Board in Canaan and School District Moderator for several years, therefore be it

Resolved, that we, the members of the House of Representatives, hereby pay tribute to his services to his town and state and extend our deep sympathy to his family in its bereavement, and be it further

Resolved, that the Clerk of the House transmit to the family a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Merrifield of Sunapee offered the following resolution:

Whereas, we have learned with sorrow of the passing of Mott L. Bartlett, former member of the House of Representatives from the town of Sunapee, and former Fish and Game Commissioner, now therefore be it

Resolved, that we, the members of the House of Representatives pay tribute to our former associate for his services to his town and state and express our deep sympathy to the family in its bereavement, and be it further

Resolved, that the Clerk be instructed to transmit a copy of these resolutions to the family of Mott L. Bartlett.

On a *viva voce* vote the resolution was unanimously adopted.

The Chair recognized Mrs. Brungot of Berlin who read the following excerpt from the last issue of "Your Senator Reports" by United States Senator Norris Cotton:

"Today I attended a Requiem High Mass for Herve J. L'Heureux. Thirty years ago he and I were classmates at law school here in Washington and had jobs in the Senate under the patronage of the late George H. Moses. Together we used to bone up on 'Cooley on Torts' and 'Williston on Contracts' in Senator Moses' office or in the corridor where Herve ran an elevator. Many a morning we ate together at the 'Experimental Kitchen' (which tested foods for the Army) in a temporary World War I structure on Constitution Avenue where you could get a hearty breakfast for 19 cents. In the years since, Herve has had a distinguished career in the Foreign Service — Clerk, Foreign Service Officer, Vice Consul, Consul, Consul General, and Head of the Visa Office of the State Department. When death came, his nomination by the President to the rank of Career Minister was pending. As a member of the Senate, I was able to help get his appointment confirmed posthumously. As a Career Minister and a veteran, he was buried in Arlington Cemetery with the same honors accorded a three-star General. As I said goodbye to Herve, I thought of how far we had both been able to come since we first met in Washington — a Franco-American lad from Manchester

and a green farm boy from the hills of Warren. Again I say, the United States of America is 'a pretty good place to live.' "

Mrs. Brungot of Berlin moved that when the House adjourns today it be in honor of the memory of Herve J. L'Heureux.

On a unanimous *viva voce* vote the motion prevailed.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 262, An Act relative to use of fluorine in public water supplies.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Public Water Supply System.* Amend RSA 148 by inserting after section 5 the following new section:

148:5-a. *Prohibitioned Use of Fluorine.* No fluorine shall be introduced into the water of any lake, pond, reservoir or stream tributary thereto from which the water supply for domestic purposes is taken unless and until the town or city using said waters has held a public hearing as to the introduction of fluorine into the public water supply of said city or town.

On motion of Miss Collyer of Lisbon the House voted to concur in the amendment sent down from the Honorable Senate.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 171, An Act relative to rights of surviving husband and wife.

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit business in order at 3:00 o'clock this afternoon to be in order at the present time, that third reading of bills be by title only and House joint resolution by caption only and when the House adjourns today it

be in honor of the memory of Herve J. L'Heureux and to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways, was read a third time, passed, and sent to the Secretary of State to be engrossed.

The following House bill and House joint resolution were read a third time, passed, and sent to the Senate for concurrence:

House Bill No. 409, An Act establishing a state council on the problems of the aging.

House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program.

On motion of Mrs. Prescott of Brentwood the House adjourned at 12:32 o'clock.

THURSDAY, JULY 25, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom Tucker.

Almighty God, our Father, Who knows the secrets of every heart and Who is acquainted with the thoughts and activities of each person here. We are thankful that even when we ignore Thee, Thou art yet the faithful Lord. Forgive us for the things we do which are not based on faith. Grant us pardon, we pray, for our negligence and indifference in the processes of democratic rule. Confront us with Thy presence that we may grow into mature manhood. Make us discontent to let things happen, merely because we are afraid to stand with courage in the face of difficulties. Afflict us into participation, that we dare not come here merely to occupy a seat. Make us attentive and to apply our hearts unto wisdom, that in loving Thee we may show concern for our neighbor, and be steadfast in the way of justice and peace through Jesus Christ, our Lord. Amen.

Salute to the Flag

Mr. Sawyer of Brookfield led the Convention in the salute to the flag.

House

Leave of Absence

Mr. Haskins of Lyme was granted a leave of absence for the day on account of important business.

Guest

1st Lieutenant Warren E. Boisselle of the New Hampshire National Guard was a guest of the House, sponsored by Mr. Roy of Berlin.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 196, An Act relative to qualifications for registration as pharmacists.

Senate Bill Read and Referred

Senate Bill No. 196, An Act relative to qualifications for registration as pharmacists, was read a first and second time and referred to the Committee on Public Health.

On motion of Mr. Sawyer of Brookfield, the rules were so far suspended as to permit a public hearing on Senate Bill No. 196 on Tuesday, July 30.

Notice of Reconsideration

Miss Collyer of Lisbon served notice that today, or some subsequent day, she will move that the House reconsider its vote whereby it voted to concur with the Honorable Senate in its amendments to House Bill No. 261, An Act relative to use of fluorine in public water supplies.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 291, An Act providing for salaries for

classified state employees and salaries of unclassified state officials.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Classified State Employees.* Amend RSA 99:1 by striking out said section and inserting in place thereof the following: 99:1. *Salaries Established.* The salary ranges for all classified state employees shall be established as follows:

	Minimum	Maximum
Salary grade 1	$2,200	$2,560
Salary grade 2	2,290	2,650
Salary grade 3	2,380	2,740
Salary grade 4	2,440	2,920
Salary grade 5	2,560	3,040
Salary grade 6	2, 80	3,160
Salary grade 7	2,800	3,280
Salary grade 8	2,890	3,490
Salary grade 9	3,040	3,640
Salary grade 10	3,160	3,880
Salary grade 11	3,340	4,060
Salary grade 12	3,520	4,240
Salary grade 13	3,700	4,420
Salary grade 14	3,880	4,600
Salary grade 15	4,020	4,900
Salary grade 16	4,240	5,120
Salary grade 17	4,430	5,430
Salary grade 18	4,680	5,680
Salary grade 19	4,900	6,020
Salary grade 20	5,180	6,300
Salary grade 21	5,460	6,580
Salary grade 22	5,740	6,860
Salary grade 23	5,970	7,290
Salary grade 24	6,300	7,620
Salary grade 25	6,630	7,950
Salary grade 26	6,910	8,430
Salary grade 27	7,290	8,810
Salary grade 28	7,670	9,190
Salary grade 29	8,050	9,570
Salary grade 30	8,430	9,950

Further amend said bill by striking out section 3 and inserting in place thereof the following:

3. *Appropriation.* There is hereby appropriated for the fiscal year ending June 30, 1958, for the salary increases provided for herein, the following sums: $1,277,147 from the general funds of the state, $943,352 from highway funds, $84,323 from fish and game funds, $183,106 from federal funds, and $26,567 from self-sustaining funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

Further amend said bill by striking out section 4 and inserting in place thereof the following:

4. *State Officials.* Amend RSA 94:1 by striking out said section and inserting in place thereof the following: 94:1. *Salaries Established.* The annual salaries for the positions set forth shall be as follows:

	Minimum	Maximum
Adjutant general	$8,866	$10,192
Assistant attorney general (3)	8,268	9,516
Assistant business supervisor	7,098	8,164
Assistant commissioner, public works and highways	9,464	10,868
Assistant state librarian	6,500	7,488
Assistant superintendent, state hospital	8,866	10,192
Attorney general	10,634	12,220
Bank commissioner	8,866	10,192
Business supervisor	8,268	9,516
Chairman, water resources board	7,670	8,840
Clerk of supreme court and court reporter	8,268	9,516
Commandant, soldiers' home	4,498	5,174
Commissioner of agriculture	8,966	10,192
Commissioner of education	10,634	12,220
Commissioner of public welfare	10,634	12,220
Commissioner, public works and highways	11,232	12,896
Comptroller	10,634	12,220
Deputy attorney general	9,464	10,868
Deputy bank commissioner	7,670	8,840
Deputy bank commissioner (building and loan)	6,500	7,488
Deputy commissioner of education	8,866	10,192

	Minimum	Maximum
Deputy commissioner, public works and highways	9,464	10,868
Deputy director of personnel	7,098	8,164
Deputy director of recreation	7,098	8,164
Deputy insurance commissioner	7,670	8,840
Deputy labor commissioner	5,902	6,786
Deputy motor vehicle commissioner	7,670	8,840
Deputy secretary of state	7,098	8,164
Deputy state treasurer	7,098	8,164
Deputy superintendent, industrial school	5,330	6,110
Deputy superintendent, Laconia state school	5,039	6,067
Deputy warden, state prison	5,330	6,110
Director, charitable trusts	3,700	4,758
Director, division of accounts	8,268	9,516
Director, division of employment security	8,866	10,192
Director, division of purchase and property	8,268	9,516
Director of aeronautics	7,098	8,164
Director of civil defense	6,500	7,488
Director of clinical services	8,346	9,854
Director of correctional psychology	8,346	9,854
Director of fish and game	8,866	10,192
Director, mental hygiene and child guidance clinics	8,866	10,192
Director, out-patient services	8,346	9,854
Director of personnel	8,268	9,516
Director of probation	7,670	8,840
Director of psychiatric education	8,346	9,854
Director of recreation	8,866	10,192
Director, veterans' council	4,732	5,434
Executive director of planning and development	8,866	10,192
Farm supervisor	7,898	8,164
Insurance commissioner	8,866	10,192
Labor commissioner	7,670	8,840
Liquor commissioner (3)	8,268	9,516
Motor vehicle commissioner	8,866	10,192
Parole officer	5,902	6,786

	Minimum	Maximum
President, teachers college (2)	8,866	10,192
Public utilities commissioner (3)	9,464	10,868
Secretary of state	8,268	9,516
Secretary, tax commission	9,464	10,868
State fire marshal	7,098	8,164
State forester	8,866	10,192
State health officer	11,232	12,896
State librarian	7,670	8,840
State veterinarian	8,268	9,516
State treasurer	8,268	9,516
Superintendent, industrial school	7,670	8,840
Superintendent, Laconia state school	8,866	10,192
Superintendent, state hospital	11,232	12,896
Superintendent, state police	8,866	10,192
Superintendent, state sanatorium	8,866	10,192
Tax commissioner (2)	7,670	8,840
Warden, state prison	7,670	8,840

Amend RSA 94:1 as inserted by section 4 of said bill by adding at the end thereof the following new paragraph:

Whenever an appointing authority is unable to recruit a qualified applicant, upon recommendation of the appointing authority the governor and council are authorized, if in their judgment it is in the best interests of the state service, to establish a higher salary range.

Further amend said bill by striking out section 5 and inserting in place thereof the following:

6. *Appropriation.* There is hereby appropriated for the fiscal year ending June 30, 1958, for salary increases provided for herein, the following sums: $162,271 from the general funds of the state, $10,146 from highway funds, $2,717 from fish and game funds and $2,831 from federal funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

Further amend said bill by striking out section 7 and inserting in place thereof the following:

7. *Present Incumbents.* Officials named in section 4 shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and in accordance with RSA 94:3. Any official whose salary upon placement in

the new salary range is less than that of a classified employee in his department shall be placed at the next higher step in range above said classified employee and shall be entitled to any increase provided for herein until the maximum is reached.

Further amend said bill by striking out section 8 and inserting in place thereof the following:

8. *Civil Engineers.* Nothwithstanding the provisions of section 1, to the civil engineering positions in those departments engaged primarily in engineering, namely: public works and highways, water resources and water pollution, shall have added to their respective salary ranges the following additional percentage increases:

Salary grades 11-14	20 per cent
Salary grades 15-18	15 per cent
Salary grades 19-24	10 per cent
Salary grades 25-30	5 per cent

This additional salary adjustment provided for herein shall be a charge on the appropriations provided in section 3.

Further amend said bill by striking out section 9 and inserting in place thereof the following:

9. *Governor's Salary.* Amend RSA 4:41 by striking out the words "twelve thousand" in line two and inserting in place thereof the words, fifteen thousand five hundred, so that said section as amended shall read as follows: 4:41. *Governor's Salary.* The annual salary of the governor shall be fifteen thousand five hundred dollars.

Amend section 14 of said bill by adding after the word "funds" in line three, the words, or any other lapsed money, so that said section as amended shall read as follows:

14. *Salary Adjustment Fund.* Notwithstanding any other provisions of law the balance of any funds of the salary adjustment fund or any other lapsed money as of June 30, 1958, may, upon approval by the governor and council, be transferred for use during the fiscal year ending June 30, 1959, to any state department or institution for the purpose of the employment of additional personnel to effect the purpose of this act to reduce the work week.

Further amend said bill by inserting after section 14 the following new sections:

15. *Salary Increase.* Amend RSA 4:42 by striking out the word "twenty" in the second line and inserting in place thereof the word, twenty-five, so that said section as amended shall read as follows: 4:42. *Councilor's Compensation.* The members of the governor's council shall be paid twenty-five dollars a day, each, for such time as they are actually engaged in the service of the state and their actual expenses.

16. *Additional Appropriations.* For the purpose of the increase in salaries and *per diem* compensation provided by sections 9 and 15, and in addition to the accounts appropriated in the biennial appropriation bills for executive department, personal services, there are hereby appropriated the sum of $9,224 for the fiscal year ending June 30, 1958, and the sum of $9,224 for the fiscal year ending June 30, 1959. Said sums shall be a charge on the general funds.

Amend said bill by inserting after Section 16 the following new section: 17. *Additional Increases.* Notwithstanding the provisions of section 1 to the classified state positions in the following salary grades shall be added the following additional percentage increases:

Salary grade 1	5%
Salary grade 2	4½%
Salary grade 3	4%
Salary grade 4	3½%
Salary grade 5	3%
Salary grade 6	2½%
Salary grade 7	2%
Salary grade 8	1½%
Salary grade 9	1%
Salary grade 10	½%

There is hereby appropriated for the additional salary increases for the above named salary grades for the fiscal year ending June 30, 1958, the following sums: highway funds $44,588; fish and game funds $7,754; federal funds $17,449; general funds, $120,193; self-sustaining funds $2,423. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

Further amend said bill by renumbering section 15 to read section 18.

Mr. McMeekin of Haverhill moved that the House concur in the amendments sent down from the Honorable Senate.

Mr. Angus of Claremont moved that the House non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

The question being on the motion to concur.

Mr. Angus of Claremont spoke against the motion.

Mr. Crosby of Hillsborough moved that further consideration of the pending motion be made a Special Order for Tuesday, July 30, at 11:01 o'clock.

The question being on the motion.

(Discussion ensued)

Messrs. Crosby of Hillsborough and McMeekin of Haverhill spoke in favor of the motion.

Mr. Pillsbury of Manchester spoke against the motion.

On a *viva voce* vote the motion for a Special Order did not prevail.

The question being on the motion to concur in the Senate amendments.

(Discussion ensued)

Mr. Craig of Manchester spoke in favor of the motion.

Messrs. Pillsbury of Manchester, Crosby of Hillsborough, Pickett of Keene, Miss Loizeaux of Plymouth and Mrs. Brungot of Berlin spoke against the motion.

Mr. McMeekin of Haverhill withdrew his motion to concur.

The question being on the motion to non-concur and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Mrs. Taylor of Whitefield, Mr. Cole of Lebanon and Mr. Smith of Manchester as conferees on the part of the House.

Comparison of Salary Ranges for Unclassified Employees

Title	Present Range		Passed by House		Passed by Senate	
	Min.	Max.	Min.	Max.	Min.	Max.
Adjutant General	$7,500	—$8,625	$9,382	—$10,790	$8,866	—$10,192
Assistant attorney general (3)	7,000	—8,050	8,762	—10,088	8,268	—9,516
Assistant business supervisor	6,000	—6,900	7,514	—8,632	7,098	—8,164
Assistant commissioner, public works and highways	8,000	9,200	10,010	11,518	9,464	10,868
Assistant state librarian	5,000	5,750	6,266	7,202	6,500	7,488
Assistant superintendent, state hospital	7,500	8,625	9,386	10,790	8,866	10,192
Attorney general	9,000	10,350	11,258	12,948	10,634	12,220
Bank commissioner	7,500	8,625	9,386	10,790	8,866	10,192
Business supervisor	7,000	8,050	8,762	10,088	8,268	9,516
Chairman, water resources board	5,500	6,325	10,010	11,518	7,670	8,840
Clerk of supreme court and court reporter	6,500	7,475	8,138	9,360	8,268	9,516
Commandant, soldiers' home	3,800	4,370	4,758	5,486	4,498	5,174
Commissioner of agriculture	7,500	8,625	9,386	10,790	8,966	10,192
Commissioner of education	9,000	10,350	11,258	12,948	10,634	12,220
Commissioner of public welfare	9,000	10,350	11,258	12,948	10,634	12,220

Title	Present Range		Passed by House		Passed by Senate	
	Min.	Max.	Min.	Max.	Min.	Max.
Commissioner, public works and highways	9,000	10,350	11,258	12,948	11,232	12,896
Comptroller	9,000	10,350	11,258	12,948	10,634	12,220
Deputy attorney general	8,000	9,200	10,010	11,518	9,464	10,868
Deputy bank commissioner	5,500	6,325	6,890	7,930	7,670	8,840
Deputy bank commissioner (building and loan)	5,500	6,325	6,890	7,930	6,500	7,488
Deputy commissioner of education			10,010	11,518	8,866	10,192
Deputy commissioner, public works and highways	8,000	9,200	10,010	11,518	9,464	10,868
Deputy director of personnel	6,000	6,900	7,514	8,632	7,098	8,164
Deputy director of recreation	6,000	6,900	7,514	8,632	7,098	8,164
Deputy insurance commissioner	6,500	7,475	8,138	9,360	7,670	8,840
Deputy Labor commissioner	5,000	5,750	6,266	7,202	5,902	6,786
Deputy motor vehicle commissioner	6,500	7,475	8,138	9,360	7,670	8,840
Deputy secretary of state	6,000	6,900	7,514	8,632	7,098	8,164
Deputy superintendent, industrial school	4,500	5,175	5,642	6,474	5,330	6,110
Deputy superintendent, Laconia state school					5,039	6,067

Deputy warden, state prison	4,500	5,175	5,642	6,474	5,330	6,110
Director, charitable trusts	3,700		3,700	4,758	3,700	4,758
Director, division of accounts	6,500	7,475	8,138	9,360	8,268	9,516
Director, division of employment security	7,500	8,625	9,386	10,790	8,866	10,192
Director, division of purchase and property	7,000	8,050	8,762	10,088	8,268	9,516
Director of aeronautics	6,000	6,900	7,514	8,632	7,098	8,164
Director of civil defense	4,500	5,175	5,642	6,474	6,500	7,488
Director of clinical services	7,062	8,346	8,840	10,452	8,346	9,854
Director of correctional psychology	7,062	8,346	8,840	10,452	8,346	9,854
Director of fish and game	6,500	7,475	8,138	9,360	8,866	10,192
Director, mental hygiene and child guidance clinics	7,500	8,625	9,386	10,790	8,866	10,192
Director, out-patient services	7,062	8,346	8,840	10,452	8,346	9,854
Director of personnel	7,000	8,050	8,762	10,088	8,268	9,516
Director of probation	5,500	6,325	6,890	7,930	7,670	8,840
Director of psychiatric education	7,062	8,346	8,840	10,452	8,346	9,854
Director of recreation	7,000	8,050	8,762	10,088	8,866	10,192
Director, veterans' council	4,000	4,600	5,018	5,772	4,732	5,434
Executive director of planning and development	7,500	8,625	9,386	10,790	8,866	10,192
Farm supervisor	5,296	6,323	7,514	8,632	7,898	8,164

Title	Present Range		Passed by House		Passed by Senate	
	Min.	Max.	Min.	Max.	Min.	Max.
Insurance commissioner	7,500	8,625	9,386	10,790	8,866	10,192
Labor commissioner	6,500	7,475	8,138	9,360	7,670	8,840
Liquor commissioner (3)	7,000	8,050	8,760	10,088	8,268	9,516
Motor vehicle commissioner	7,500	8,625	9,386	10,790	8,866	10,192
Parole Officer	5,000	5,750	6,266	7,202	5,902	6,786
President, teachers college (2)	7,500	8,625	9,386	10,790	8,866	10,192
Public utilities commissioner (3)	8,000	9,200	10,010	11,518	9,464	10,868
Secretary of state	7,000	8,050	8,762	10,088	8,268	9,516
Secretary, tax commission	7,500	8,625	9,386	10,790	9,464	10,868
State fire marshal	5,500	6,325	6,890	7,930	7,098	8,164
State forester	7,000	8,050	8,762	10,088	8,866	10,192
State health officers	9,000	10,350	11,258	12,948	11,232	12,896
State librarian	6,000	6,900	7,514	8,632	7,670	8,840
State veterinarian	7,000	8,050	8,762	10,088	8,268	9,516
State treasurer	7,000	8,050	8,762	10,088	8,268	9,516
Superintendent, industrial school	6,500	7,475	8,138	9,360	7,670	8,840
Superintendent, Laconia state school	7,500	8,625	9,386	10,790	8,866	10,192
Superintendent, state hospital	9,500	10,925	11,882	13,676	11,232	12,896
Superintendent, state police	7,500	8,625	9,386	10,790	8,866	10,192
Superintendent, state sanatorium	7,500	8,625	9,386	10,790	8,866	10,192
Tax commissioner (2)	6,500	7,475	8,138	9,360	7,670	8,840
Warden, state prison	6,500	7,475	8,138	9,360	7,670	8,840

Salary Comparisons at Mid-Point of Salary Ranges for Classified Employees

Salary Grade	Present	Passed by House	Dollar Increase	Passed by Senate	Dollar Increase
1	$2110	$2490	$ 380	$2499	$ 389
2	2200	2580	380	2581	381
3	2290	2670	380	2662	372
4	2380	2790	410	2774	394
5	2470	2910	440	2884	414
6	2590	3030	440	2993	403
7	2710	3180	470	3101	391
8	2830	3330	500	3238	408
9	2950	3480	530	3373	423
10	3070	3680	610	3538	468
11	3190	3880	690	3700	510
12	3310	4080	770	3880	570
13	3460	4280	820	4060	600
14	3610	4480	870	4240	630
15	3760	4720	960	4460	700
16	3940	4960	1020	4680	740
17	4120	5230	1110	4930	810
18	4333	5500	1167	5180	847
19	4558	5800	1242	5460	902
20	4782	6100	1318	5740	958
21	5007	6400	1393	6020	1013
22	5296	6700	1404	6300	1004
23	5553	7050	1497	6630	1077
24	5810	7400	1590	6960	1150
25	6131	7750	1619	7290	1159
26	6420	8150	1730	7670	1250
27	6709	8550	1841	8050	1341
28	7062	8950	1888	8430	1368
29	7383	9350	1967	8810	1427
30	7704	9750	2045	9190	1486

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 116, An Act relative to fishing, sale of bait.

and hunting and fishing licenses for members of the armed forces and military personnel.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following: 1. *Fishing on Reclaimed Ponds.* Amend RSA 211:13-a (supp) as inserted by 1955, 106:1 by striking out the words "and Mirror Lake in the town of Whitefield" so that said section as amended shall read as follows: 211:13-a. *Spinners.* No person shall use a spinner or spinners, total combined length of all blades not to exceed four inches, when trolling for fish in reclaimed trout ponds except in Back Lake in the town of Pittsburg. Whoever violates any of the provisions of this section shall be fined twenty-five dollars and the director shall suspend his fishing license for a period of one year. The provisions of this section shall not be construed as affecting fly fishing in regular ponds.

Amend section 3 by inserting after the figure "RSA 214:3" the following: (supp) as amended by 1955, 100:1

Amend section 4 of said bill by inserting after the figure "RSA 214:4" the following: (supp) as amended by 1955, 100:2.

On motion of Mr. Kelley of Littleton the House voted to concur in the amendments sent down from the Honorable Senate.

Mr. Pillsbury of Manchester moved that copies of today's Journal be mailed to the members over the weekend.

On a *viva voce* vote the motion prevailed.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following joint resolution, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Joint Resolution No. 64, Joint Resolution providing for a portrait of Captain Harl Pease, Jr. for the Pease Air Force Base.

Amend said resolution by adding at the end thereof the following words, Any of the money herewith appropriated not spent for the purpose herein designated shall be returned to

the state treasurer, so that said resolution as amended shall read as follows:

That the sum of fifteen hundred dollars is hereby appropriated to be expended by a special committee appointed as hereinafter provided for the purpose of securing an oil painting of Capt. Harl Pease, Jr. to be installed in the administration building at Pease Air Force Base at Newington. The special committee authorized hereunder shall consist of three members, one appointed by the speaker of the house of representatives, one appointed by the president of the senate, and one appointed by the governor. Said committee shall select an artist to paint the portrait of Capt. Harl Pease, Jr. and shall see that the portrait is properly installed when completed. Any of the money herewith appropriated, not spent for the purpose herein designated, shall be returned to the state treasurer.

On motion of Mr. Willey of Campton the House voted to concur in the amendment sent down from the Honorable Senate.

Withdrawal of Notice of Reconsideration

Mr. Gibson of Concord withdrew his notice of reconsideration of House Bill No. 339, An Act relative to the government of the city of Concord.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

Amend said bill by inserting after section 4, the following new section:

5. *Employees Retirement.* Amend paragraph XII of RSA 100:1 by striking out the word "last" in the second line and inserting in place thereof the word, best, so that said paragraph as amended shall read as follows: XII. "Average final compensation" shall mean the average annual earnable compensation of a member during his best five years of creditable service, or if he has less than five years of creditable

service, it shall mean his average annual earnable compensation during his total creditable service.

Further amend said bill by renumbering section 5 to read section 6.

On motion of Mr. Angus of Claremont the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 388, An Act establishing the New Hampshire State Port Authority.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway.

The Chair announced that inasmuch as the Clerk's records reveal some doubt as to whether the House ever adopted the report of the Committee of Conference on Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires, he would order that that portion of yesterday's Journal relative to said report be disregarded and that the report be acted upon at the present time.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires, having considered the same, recommended that the Senate recede from its position of non-concurrence in the amendments proposed by the

House and concur in said amendments, and further recommended that the House and Senate concur in the adopting of the following additional amendment to said bill:

Amend RSA 154:36 as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

154:36. *Appropriations.* Municipalities belonging to such a system may raise and appropriate money for the purposes of the system. Counties in which a system is established may raise and appropriate money for the purposes of the system; provided however that where all the municipalities in the county do not belong to the system, such county appropriations may only be made by the affirmative vote of a two-thirds majority of the county convention present and voting.

E. J. BENNETT,
ROBERT ENGLISH,
Conferees on the Part of the Senate.

R. WAYNE CROSBY,
CHARLES R. EASTMAN,
L. WALTER BIGELOW, Jr.
Conferees on the Part of the House.

Mr. Crosby of Hillsborough moved that the House adopt the report of the Committee of Conference.

Mr. Crosby of Hillsborough explained the report.

On a *viva voce* vote the motion to adopt the report prevailed.

Personal Privilege

Mr. Street of Sharon rose on a point of personal privilege.

Committee Reports

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred Senate Bill No. 51, An Act relative to the salaries of the judges of the probate courts, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Bill No. 399, An Act to

authorize the employment of an additional assistant attorney general and clerical assistance for the law department, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

At the request of Mr. Deans of Milford, Mr. Walker of Concord explained the bill.

Mr. Deans of Milford spoke in favor of the bill.

On a *viva voce* vote, the bill was ordered to a third reading.

Mr. Davis of Cornish, for the Committee on Agriculture, to whom was referred concurrent resolution with respect to the poultry industry, having considered the same, reported the same with the recommendation that the concurrent resolution ought to be adopted.

The report was accepted and the concurrent resolution adopted.

Mrs. Gagnon of Berlin, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 207, An Act relative to the sale of the Berlin Armory, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 209, An Act relating to deputy clerks of court and sheriffs' services, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by inserting at the end thereof the following words, and the continued approval of the court, so that said section as amended shall read as follows:

1. *Deputy Clerks of Superior Court.* Amend RSA 449:13 by striking out said section and inserting in place thereof the following: 499:13. *Appointment.* A clerk of court may appoint one or more deputies with the approval of the superior court to perform the duties of his office while the clerk is absent or unable from any cause to act. The deputies so ap-

pointed shall hold office during the incumbency or pleasure of the clerk and the continued approval of the court.

The report was accepted and the amendment adopted.

Mrs. Frizzell of Charlestown offered the following further amendment to Senate Bill No. 209:

Amend the bill by striking out section 2 and substituting in place thereof the following:

2. *Sheriff's Accounts.* Amend RSA 104 by striking out section 20 and substituting in place thereof the following:

20. *Account.* The sheriff shall, on monthly return days in January, April, July and October, submit to the county commissioners, at a term of the superior court, a statement in detail of all services of himself or of his deputies for which the county is chargeable, and such amount shall be allowed thereon as is just. The county solicitor of each county shall attest to the accuracy of all accounts submitted by the sheriff. No such account shall be allowed unless presented within ninety days after the service was performed.

The question being on the amendment.

(Discussion ensued)

Mrs. Frizzell of Charlestown, Mr. Eldredge of Exeter and Mr. Pillsbury of Manchester spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote, the bill was ordered to a third reading.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 81, An Act relative to salaries of city officials and employees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mrs. Cooper of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 43, An Act to provide absentee voting at primaries, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

At the request of Mr. Deans of Milford, Mr. Green of Manchester explained the reasons for the committee's report.

Mr. Deans of Milford moved that House Bill No. 43 be referred to the Legislative Council for further study.

The question being on the motion.

On a *viva voce* vote the motion prevailed.

Mr. Healy of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 340, An Act relating to discrimination because of race, creed, ancestry or national origin in employment and places of public accommodation, having considered the same, reported the same with the recommendation that the bill be referred to the Judicial Council.

The report was accepted.

At the request of Mr. Bradley of Hanover, Mr. Green of Manchester explained the reasons for the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

Rules Suspended

On motion of Mr. McMeekin of Haverhill the rules were so far suspended as to put the following bills on third reading and final passage at the present time by title only: House Bill No. 399 and Senate Bills, Nos. 209, 207 and 51.

Third Readings

House Bill No. 399, An Act to authorize the employment of an additional assistant attorney general and clerical assistance for the law department, was read a third time, passed, and sent to the Senate for concurrence.

Senate Bill No. 209, An Act relating to deputy clerks of court, was read a third time, passed, and sent to the Senate for concurrence in the House amendments.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 207, An Act relative to the sale of the Berlin Armory.

Senate Bill No. 51, An Act relative to the salaries of the judges of the probate courts.

Senate Message

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 291, An Act providing for salaries for classified state employees and salaries for unclassified state officials.

The President appointed Senator Cleveland and Senator Bergeron as the Senate conferees on the Committee of Conference.

At 12:35 o'clock the Chair declared a one hour recess.

Recess

After Recess

The House reconvened at 1:35 o'clock.

Reconsideration

Miss Collyer of Lisbon moved that the House reconsider its vote whereby it concurred with the Honorable Senate in its amendment to House Bill No. 262, An Act relative to use of fluorine in public water supplies.

The question being on the motion.

(Discussion ensued)

Miss Collyer of Lisbon spoke in favor of the motion.

Mr. Pickett of Keene spoke in favor of the motion.

(Mr. Tiffany of Concord in the Chair)

The question being on the motion to reconsider.

On a *viva voce* vote the motion prevailed.

Miss Collyer of Lisbon moved that the House non-concur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Mr. Sawyer of Brookfield, Miss Collyer of Lisbon and Mrs. Gagnon of Berlin as conferees on the part of the House.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following captioned joint resolution, with

amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas.

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of ten thousand dollars is hereby appropriated to be expended by the recreation division of the forestry and recreation department for the purpose of providing picnic areas on the following state lands: Madison boulder wayside; Sculptured Rocks wayside; Dixville Notch wayside; an Androscoggin wayside area to be located between the junction of routes 110A and 16 and Erroll village at a suitable location as selected by the recreation division; and Shelburne wayside. The wayside in Shelburne shall be known as the Frederick A. Gardner State Wayside. The governor is authorized to draw his warrants for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

On motion of Mr. Broadhurst of Franklin the House voted to concur in the amendment sent down from the Honorable Senate.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or re-elect a teacher, having considered the same, reported the same with the following recommendation: That the House recede from its position in adopting its amendment, that the Senate recede from its position of nonconcurrence in the House amendment and further recommends that the Senate and the House concur in the following amendment to the bill:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Teachers.* Amend RSA 189 by inserting after section 14 the following new sections: 189:14-a. *Failure to be Renominated or Re-elected.* Any teacher who has a professional standards certificate from the state board of education and who has taught for one or more years in the same school

district shall be notified in writing on or before March 15 if he is not to be renominated or re-elected. Any such teacher who has taught for three or more years in the same school district and who has been so notified may request in writing within five days of receipt of said notice a hearing before the school board and may in said request ask for reasons for failure to be renominated or re-elected. The school board, upon receipt of said request, shall provide for a hearing on the request to be held within fifteen days. The school board shall issue its decision in writing within fifteen days of the close of the heading.

189:14-b. *Review by State Board.* A teacher aggrieved by such decision may request the state board of education for review thereof. Such request must be in writing and filed with the state board within ten days after the issuance of the decision to be reviewed. Upon receipt of such request, the state board shall notify the school board of the request for review, and shall forthwith proceed to a consideration of the matter. Such consideration shall include a hearing if either party shall request it. The state board shall issue its decision within fifteen days after the request for review is filed, and the decision of the state board shall be final and binding upon both parties.

NELLE L. HOLMES,
MARGARET B. DeLUDE,
Conferees on the Part of the Senate.

JOSEPH D. VAUGHAN,
STEWART LAMPREY,
ELEANORA C. NUTTER,
Conferees on the Part of the House.

On motion of Mr. Vaughan of Newport the House voted to adopt the report of the Committee of Conference.

Resolution

Mrs. Dondero of Portsmouth offered the following resolution:

Requesting the Secretary of the Navy to rescind his decision to remove the electrical fittings inventory control division from the Portsmouth Naval Shipyard.

Whereas, we believe that not only industry of all New England will be greatly affected but also that financially the local area will suffer greatly, and

Whereas, the continued decentralization of inventory control points is proven to be of essence in national security, and

Whereas, the Portsmouth Naval Shipyard Electrical Fittings Inventory Control Division has proven its effectiveness and worth, therefore be it

Resolved, that the House of Representatives of the New Hampshire Legislature urgently request the Secretary of the Navy to rescind his decision to remove the Electrical Fittings Inventory Control Division of the Portsmouth Naval Shipyard, and be it further

Resolved, that the Secretary of State, be hereby directed to send a copy of this resolution to our Representatives in Congress, Senators Bridges and Cotton and Congressmen Merrow and Bass, and to the Honorable Sherman Adams, Assistant to the President.

The Chair referred the foregoing resolution to the Committee on Military and Veterans Affairs.

Mrs. Dondero of Portsmouth moved that the order whereby the foregoing resolution was referred to the Committee on Military and Veterans Affairs be vacated and that consideration of the resolution be made in order at the present time.

The question being on the motion.

(Discussion ensued)

Mrs. Dondero of Portsmouth and Messrs. Pillsbury of Manchester, Bloomfield of Claremont and Angus of Claremont spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

The question being on the adoption of the resolution.

On a *viva voce* vote the resolution was adopted.

Resolution

Mr. Pickett of Keene offered the following resolution:

Whereas, for many years it was a custom to have at the end of each session, a Mock session, and

Whereas, such a Mock session was the occasion of much

merriment and always brought forth the hidden talents of many members, therefore be it

Resolved, that the Speaker appoint a committee to make plans for such a session to be held on Thursday, August 1 at 8:00 o'clock, and be it further

Resolved, that a sub-committee be appointed to consist of the female members of the House, the attaches, and the male members to assist the committee already appointed.

(Speaker in the Chair)

The question being on the adoption of the resolution.

Mr. Pickett of Keene spoke in favor of the resolution.

On a *viva voce* vote the resolution was adopted and the Chair appointed the following as a committee to make plans for the mock session:

George H. Corbett, Concord, Chairman; J. Edward Bouvier, Swanzey; David Deans, Milford; Florimond Duke, Hanover; Robert L. Galloway, Walpole; Laurence Pickett, Keene; E. Harold Young, Pittsfield; Lorenzo Gauthier, Manchester; Angeline St. Pierre, Rochester.

Resolution

Mr. Bradley of Hanover, for the Committee on Ways and Means, offered the following resolution:

Whereas, we of the House of Representatives feel personally the loss occasioned by the absence of the member from Somersworth, James F. Malley, and

Whereas, we have come to value and rely upon his great knowledge, his constructive criticism, and his high integrity, and

Whereas, he has consistently placed the welfare of the people of New Hampshire above all other consideration, therefore be it

Resolved, that we of the House of Representatives wish you, Jim Malley, a speedy recovery from your operation and many good biennial sessions to come, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to Mr. Malley.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Soucy of Manchester, Ward 1, moved that the rules be so far suspended as to permit a public hearing on Senate Bill No. 19 (new title and new draft), An Act relating to transporter registration, on Tuesday, July 30.

On a *viva voce* vote the motion prevailed.

The Chair declared a five minute recess.

Recess

After Recess

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the State of New Hampshire.

Amend section 1 of the bill by striking out the paragraph "Appropriation" and inserting in place thereof the following:

1. *Appropriation.* The sum of two million, three hundred forty-three thousand one hundred fourteen dollars is hereby appropriated for the purpose of capital improvements and long term repairs, which purpose includes such related improvements, facilities, equipment and furnishings as are necessary to complete the same. The estimated costs for the projects are as follows:

Amend section 1 of the bill, in paragraph I. State hospital: by inserting after the figure "150,331." the words and figure, Repairs and improvements to Memorial Unit Building and attached wooden wings 25,000.00; further amend paragraph I. State hospital: by striking out the word and figure, Total $459,696., and inserting in place thereof, Total $484,696.

Further amend section 1 of the bill, in paragraph III Industrial school: by striking out said paragraph and inserting in place thereof the following new paragraph:

III. Industrial school:

Staff cottage	$16,000.
Boiler conversion	21,160.
Segregation unit	3,329.

Steam line extensions	17,393.	
Rewire Riverview	1,418.	
Total		59,300.

Further amend section 1 of the bill by striking out paragraph IV. Laconia State School: and inserting a new paragraph IV. Laconia state school, as follows:

IV. Laconia state school:

Rewire five buildings	$29,043.	
Geriatric building	387,050.	
Pave dirt roads	2,500.	
Baker dining room	32,555.	
Blood office space	6,171.	
Outfall sewer	12,417.	
Maintenance buildings — laundry	18,774.	
Fire protection and prevention	59,500.	
Total		*$548,010.

* The amount of bonds required to complete the above capital expenditure shall be reduced by the sum of $170.000. or so much of said sum as may be realized from the sale of land.

Further amend section 1 of the bill by striking out paragraph VI. Administration and control: and inserting a new paragraph VI as follows:

VI. Administration and control:

Representatives Hall — floor, seats and ceiling	*$54,896.
Representatives Hall — toilets	*9,147
Annex elevators	33,500.
Clean, paint and paint archway, and central light well of State House	8,000.00
Paint and repair State House dome, repair or replace eagle	5,800.

Clean bronze statues	1,200.	
Renovation and furnishing, room 317, State House	**4,100.	
Total		116,643.

* Provided that before any plans are approved they must be approved by the Speaker of the House.

** Improvements to be approved by the Senate Finance Committee.

Further amend section 1 of the bill, in paragraph VII, Department of Education: by striking out paragraph (C) Keene teachers college, and inserting in place thereof the following new paragraph:

(C) Keene teachers college:

Frozen food room	$11,015.	
Electric line and transformers	9,744.	
Heat controls — Fiske and Huntress	11,757.	
Book store and snack bar	9,747.	
Construction of classroom building	600,000.	
Total		642,263.

Further amend paragraph VII by striking out the words and figure, Total for department of education 812,520. and inserting in place thereof, Total for department of education 811,677.

Further amend section 1 of the bill in paragraph VIII. Forestry and Recreation: by inserting after the item "Wentworth Coolidge mansion 12,750." the following item: Hampton harbor docks 11,000.00; further amend paragraph VIII by striking out the word and figure, Total 46,218., and inserting in place thereof, Total 57,218.

Further amend section 1 of the bill by striking out paragraph XII. Public Works: and inserting in place thereof the following new paragraph XII:

XII	Public Works:	
	Preliminary engineering, inspection and overhead	$109,781.
	Total	109,781.

Further amend section 1 of the bill by striking out the word and figure, Total $2,078,056., and inserting in place thereof. Total $2,343,114.

Amend the bill by striking out section 2 Recreational and inserting in place thereof a new section 2, as follows:

2. *Recreational.* The sum of four hundred ten thousand five hundred dollars is hereby appropriated for the recreational division as follows:

Addition to valley station-Cannon Mt.	$64,000.
Cannon mountain-"T" bar	71,000.
Sunapee "T" bar	40,500.
Peabody slopes building	45,000.
Sunapee Base station	65,000.
Tent camping expansion	25,000.
Page site development-Winnepesaukee	100,000.
Total	*$410,500.

* Of this amount $12,922.00 shall be transferred to the Public Works Division for preliminary engineering, inspection and overhead.

Amend section 3 of the bill by striking out said section and inserting in place thereof the following new section:

3. *Department of Education.* The sum of six hundred eighty-eight thousand two hundred dollars is hereby appropriated for the department of education as follows:

Men's dormitory—Plymouth teachers college	$672,000.
Book store and snack bar—Keene teachers college	16,200.
Total	*$688,200.

* Of this amount $18,251.00 shall be transferred to the Public Works Division for preliminary engineering, inspection and overhead.

Further amend the bill by striking out section 4.

Amend section 5 of the bill by striking out said section and inserting in place thereof the following new section:

5. *Powers of Governor and Council.* The governor and council are hereby authorized and empowered:

I. To establish the priority of undertaking and projects hereinbefore enumerated;

II. To transfer funds from any project named in section 1 to any other project in the same section and to transfer funds from any project named in section 2 to any other project in said section;

III. To delete projects or parts of projects provided such deletion is for the public good or is necessary to keep within the funds apropriated;

IV. To substitute emergency long term repairs projects for any of the projects hereinbefore enumerated if such substitution is necessary for the public good;

V. To cooperate with and enter into such agreements with the federal government or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

VI. To authorize expenditures by the public works division, of revenue in excess of appropriations and estimates as shown in sections 1, 2, and 3.

Amend section 6 of the bill by striking out said section and inserting in place thereof the following new section:

6. *Borrowing Power.* To provide funds for the appropriation made in section 1 hereof, the state treasurer is hereby authorized, under direction of the governor and council, to borrow upon the credit of the state not exceeding the sum of two million, three hundred forty-three thousand one hundred fourteen dollars ($2,343,114.); to provide funds for the appropriations made in section 2 hereof not exceeding the sum of four hundred ten thousand five hundred dollars ($410,500.); to provide funds for the appropriation made in section 3 hereof the sum not exceeding six hundred eighty-eight thou-

sand two hundred dollars ($688,200.) and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire. The governor and council shall determine the form of such bonds or notes, their rate of interest, the date when interest shall be paid and the time or times of interest. Such bonds or notes shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of the faith and credit of the state.

Amend section 10 of the bill by striking out said section and inserting in place thereof the following new section:

10. *Short Term Notes.* Prior to the issuance of the bonds or notes hereunder, the treasurer under the direction of the governor and council, may for the purpose hereof borrow money from time to time on short term loans, which may be refunded by the issuance of the bonds or notes hereunder. Provided, however, that at no time shall the indebtedness of the state on short term loans, exceed the following sums: (1) not exceeding the sum of two million, three hundred forty-three thousand, one hundred fourteen dollars for borrowing to provide funds for the purposes of section 1, (2) not exceeding the sum of four hundred ten thousand five hundred dollars for borrowing to provide funds for the purposes of section 2; and (3) not exceeding the sum of six hundred eighty-eight thousand two hundred dollars for borrowing to provide funds for the purposes of section 3.

Further amend the bill by renumbering sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 to read 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14.

Mr. Walker of Concord moved that the reading of the Senate amendments be dispensed with and that the House non-concur in the amendments sent down by the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. Bell of Plymouth, Cole of Lebanon and Belcourt of Nashua as conferees on the part of the House.

The Senate message further announced that the Senate had refused to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 262, An Act relative to use of fluorine in public water supplies.

Report of Committee on Elections

Mr. Davis of Conway, for the Committee on Elections, to whom was referred the resignation of Arthur T. Thibodeau, having considered the same, reported the same with the recommendation that the resignation be accepted.

The report was accepted.

On a *viva voce* vote the House voted to accept the resignation.

(5 Minute Recess)

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or re-elect a teacher.

The Senate message further announced that the Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the State of New Hampshire.

The President appointed Senator Hodgdon and Senator Lamontagne as Senate conferees on the Committee of Conference.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 331, An Act relative to powers of mayor and alderman over finance commission in the city of Manchester.

Amend said bill by striking out all after enacting clause and inserting in place thereof the following:

1. *Manchester Finance Commission.* Amend chapter 226 of the Laws of 1951 by inserting after section 6 the follow-

ing new section: Section 6-a. Notwithstanding the other provision of this chapter any resolution or ruling of the finance commission may be overruled by the affirmative vote of two-thirds of all the elected members of the board of aldermen of the city, provided however, that the mayor must concur with the two-thirds vote. A vote to overrule a decision of the finance commission shall be filed in the office of the city clerk.

2. *Referendum.* This act shall not take effect unless it is adopted by a majority vote at the regular municipal election to be held in the city of Manchester in November 1957. The city clerk then in office shall cause to be included on the ballot then used the following question: "Shall any resolution or ruling of the finance commission be overruled by the affirmative vote of two-thirds of all the elected members of the board of aldermen of the city, provided however, that the mayor must concur with the two-thirds vote?" Beneath this question shall be printed the word "yes" and the word "no" with a square immediately opposite each said word in which the voter may indicate his choice.

3. *Takes Effect.* The provisions of section 2 of this act shall take effect upon its passage and the provisions of section 1 shall take effect January 1, 1958, if adopted by the voters of the city of Manchester at the regular municipal election held in November 1957.

Mr. Pillsbury of Manchester moved that the House nonconcur in the amendment sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. Pillsbury, Craig and King of Manchester as conferees on the part of the House.

(5 Minute Recess)

Senate Message

The Senate has passed a bill with the following title in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 212, An Act relative to equalization of taxes in the wards of cities.

Senate Bill Read and Referred

Senate Bill No. 212, An Act relative to equalization of taxes in the wards of cities, was read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. McMeekin of Haverhill the House voted that the rules be so far suspended as to permit a public hearing on Senate Bill No. 212 on Tuesday, July 30.

On motion of Miss Loizeaux of Plymouth the House adjourned from the morning session.

Afternoon Session

On motion of Mrs. Hayward of Hanover the House adjourned at 4:30 o'clock.

TUESDAY, JULY 30, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom Tucker.

O Merciful Father, we turn to Thee at the start of another week here, praying that Thou wilt draw nigh unto us and guide us in our undertaking. For many weeks now this great court has worked for the upbuilding of the community of this State. Be real in their heart, O Lord, that these here gathered may know thy love and comprehend thy purpose. Give them strength to be faithful representatives of the people: zealous for the truth as it comes from Thee; vigorous in action that the people may benefit; steadfast in faithfulness that Thou art yet the Lord working through them. O Lord prevent it that at this late date these minds grow dull and these feet become restless. Give them an urgency in their work, yet even more make them wise and careful, that the consequences of every action may add to the harmony, justice, and confidence of this community, through Jesus Christ, our Lord. Amen.

Salute to the Flag

Mr. Craig of Manchester led the Convention in the salute to the flag.

House

Guest

Dr. Richard C. Gilman, Executive Director of the National Council on Religion in Higher Education, was a guest of the House, sponsored by his brother, Mr. Gilman of Farmington.

Leaves of Absence

Mr. Gibson of Concord was granted a leave of absence for today and tomorrow on account of a death in the family.

Mr. Dionne of Nashua was granted a leave of absence for the day on account of illness.

Mr. Rice of Peterborough was granted a leave of absence for the day on account of important business.

Mr. Kershaw of Swanzey was granted a leave of absence for the week on account of a death in the family.

Communications

DEAR DOUG:

Would you please thank the people of the House for the resolution sent me during my great bereavement. It will always be a cherished possession.

Sincerely,

LUCIE WESTON.

DEAR MR. SPEAKER:

You were so kind to take time to send words of comfort to me. I only wish in some way I could comfort you, for we do indeed share a loss.

Joe gave his life, as Father Grill said at St. Mary's, principally because he exhausted himself physically for love of his fellow being." This is so very true that I, as his wife — having known this for a long, long time — never thought before that anyone else would understand.

When Joe came home to Appleton, the heart and soul of this country was standing along the roadside on the 30 mile drive from Green Bay. It was all of that that made Joe and all of that to which he dedicated his life. It was the reason for his sacrifice of personal comfort, the reason for his courage to withstand being alone at times.

I cannot help but feel, however, that his sacrifice of personal comfort, his aloneness at times — along with that of

many unknown and unheralded men — will have been for nought unless we see the purpose of the immense drive that was his. Knowing Joe as I do, I know he would be impatient with the thought that we simply mourn his passing or praise his life. God had purpose in both of these. The battle Joe fought so fearlessly and with such insight is not over. It will only end, as Joe so often said, with victory or death for our civilization.

Joe once said in answer to the question: "What can I do to help?" — Look to your schools, search behind the printed word, give purpose to and demand a contract from the men you send to man the watchtowers in Washington. If everyone of Joe's friends took that suggestion to heart, I would then know God's purpose had been done.

May I add an afterthought I know Joe would share. That is, never underestimate your power as a citizen. When Joe walked into his first open clash with the wrecking crew of our nation, he had in his mind — and this he has written — the "thought of those real people who are the heart and soul of America; thoughts of the young people in my office, toiling night and day . . . thoughts of the many young men, friends of mine, who went to their death in the Pacific for what they thought was a better world — those thoughts convinced me that this fight I had to win."

Perhaps now a few more will stop to think that a man with the intellect and the courage, the drive and the honesty, a man such as Joe — with his love for life — could not have spent all that without reason. Perhaps a few more will search their minds and step with decision to the side of right.

With sincere personal regards,

JEAN McCARTHY.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolution, sent up from the House of Representatives:

House Bill No. 409, An Act establishing a state council on the problems of the aging.

House Bill No. 450, An Act relative to use of balances of certain bond issues of the city of Portsmouth.

House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

The President appointed Senator Daniels and Senator Adams as Senate conferees on the Committee of Conference.

The Senate message further announced that the Senate had voted to refer the following entited bill to a committee of five Senators, to be appointed by the President, to study the bill and make report to the 1959 Session of the Senate.

House Bill No. 187, An Act to redistrict the state into senatorial districts.

Reconsideration

Miss Collyer of Lisbon moved that the House reconsider its action whereby it voted to non-concur with the Honorable Senate in its amendments to House Bill No. 262, An Act relative to use of fluorine in public water supplies, and request a Committee of Conference.

Miss Collyer of Lisbon spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider prevailed.

Miss Collyer of Lisbon moved that the House concur with the Honorable Senate in its amendments to House Bill No. 262, An Act relative to use of fluorine in public water supplies.

On a *viva voce* vote the motion to concur prevailed.

Committee Reports

Mrs. Dondero of Portsmouth, for the Committee on Judiciary, to whom was referred Senate Bill No. 203, An Act relative to the appeal of Frederick C. Pearson, Jr. and Avis G. Pearson from taking and award by State of New Hampshire, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to appeals from assessment of damages for highway layouts and special provisions for appeal in cases of Frederick C. and Avis G. Pearson and Festus S. and Valeda Thornton.

Amend said bill by striking out the so-called whereas clauses. Also amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Highway Lay Outs.* Amend RSA 233:17 by striking out said section and inserting in place thereof the following: 233:17. *Appeal of Assessment.* Any owner of land or other property who has not accepted payment of the sum tendered and who is aggrieved by the decision of the commission in the assessment of damages may appeal therefrom to the superior court for the county in which such land or other property is situate by petition within sixty days after the certificate of tender has been filed with the secretary of state, and not thereafter, unless for good cause shown the superior court may grant the owner an additional sixty days within which to appeal, but in no event shall the time for appeal be more than one hundred and twenty days after the certificate of tender has been filed with the secretary of state. and the court shall assess the damages by jury, or by the court without the jury, and award costs to the prevailing party.

2. *Payment of Damages.* Amend RSA 233 by inserting after section 12 the following new section: 12-a. — *to Mortgagees.* Whenever any property is subject to a mortgage, the amount of damages tendered to the owner by check of the state treasurer or of the state department of public works and highways shall be made payable jointly to the owner and the mortgagee, and such tender shall be deemed to be a tender to the mortgagee. Notice by certified mail of the amount tendered to the owner shall be sent to the mortgagee at the time of tender and the mortgagee shall be entitled to the same appeal provisions as the owner.

3. *Late Appeal Authorized.* Notwithstanding any provisions of RSA 233:17 Frederick C. Pearson, Jr. and Avis G. Pearson are hereby granted thirty days from the effective date of this act in which to file a late appeal from the assess-

ment of damages for the taking of certain real estate on Dover Point, in Dover, county of Strafford, in relation to the construction of the toll road between General Sullivan Bridge and the City of Dover.

4. *Time Extended.* Notwithstanding any provisions of RSA 233:17 Festus S. Thornton and Valeda Thornton are hereby granted thirty days from the effective date of this act in which to file a late appeal from the assessment of damages for the taking of certain real estate situated in Merrimack (Reed's Ferry), county of Hillsborough, in relation to the construction of the Central New Hampshire Turnpike.

5. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted.

At the request of Mr. Pillsbury of Manchester, Mr. Green of Manchester explained the reasons for the committee's report.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Notices of Reconsideration

Mr. McMeekin of Haverhill served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it non-concurred with the Honorable Senate in its amendments to House Bill No. 291, An Act providing for salaries for classified state employees and salaries of unclassified state officials, and requested a Committee of Conference.

Mr. McMeekin of Haverhill also also served notice that today, or some subsequent day, he will move that the House reconsider its vote whereby it concurred with the Honorable Senate in its amendments to House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

Committee Reports

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred Senate Bill No. 137, An Act exempting totally disabled persons from the payment of poll

and head taxes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

At the request of Mr. Deans of Milford, Mr. Pickett of Keene explained the reasons for the committee's report.

Mr. Pickett of Keene moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Messrs. Pickett of Keene and Duke of Hanover spoke in favor of the motion.

Mr. Haley of Keene and Mrs. Miner of Meredith spoke against the motion.

Mr. Pillsbury of Manchester moved that further consideration of Senate Bill No. 137 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Messrs. Pillsbury of Manchester, McMeekin of Haverhill and Deans of Milford spoke in favor of the motion.

Messrs. Pickett of Keene and Jones of Lebanon spoke against the motion.

On a *viva voce* vote the results were in doubt.

Mr. McMeekin of Haverhill requested a division.

A division being had, 145 members having voted in the affirmative and 172 members having voted in the negative, the motion to indefinitely postpone did not prevail.

The question being on the motion to substitute "ought to pass" for "inexpedient to legislate."

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pickett of Keene requested a division.

A division being had, 180 members having voted in the affirmative, and 154 members having voted in the negative, the motion to substitute prevailed.

Mr. Pillsbury of Manchester demanded the yeas and nays.

Parliamentary Inquiry

Mr. Pillsbury of Manchester inquired whether or not it would be in order for the record to show that Mr. Pickett of Keene had indicated that in the event of an affirmative vote on the pending question he would offer an amendment incorporating the provisions of the so-called sweepstakes bill.

Speaker's Ruling

The Chair ruled that such could be shown in the records in the absence of objection from the members.

Parliamentary Inquiry

Mr. McMeekin of Haverhill inquired whether or not an affirmative vote on the pending question would result in passage of Senate Bill No. 237 in its present form if the House refuses to adopt the amendment to be offered by Mr. Pickett of Keene.

Speaker's Ruling

The Chair ruled in the negative, stating that final passage of the bill would not result until action on the next parliamentary question namely, Shall the bill be read a third time?

Parliamentary Inquiry

Mr. Rathbone of Exeter inquired whether, if the amendment to be offered by Mr. Pickett of Keene is adopted, it will be in order for him to offer an amendment abolishing the head tax.

Speaker's Ruling

Since the amendment is not in order at the present time, the Chair is unable to rule on its propriety at this time.

The question being on the motion to substitute:

As demanded by Mr. Pillsbury of Manchester, the roll was called with the following result:

Yeas, 180

HILLSBOROUGH COUNTY: Adams of Greenfield, Fortin, Abbott, Gallagher, Paul, Ainley, Pettigrew, Soucy of Manchester, ward 1, Danforth, Dewey, Geisel, Robb, Dwyer, Nerbonne, Sullivan, Kelley of Manchester, Nolan, Winston, Betley, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Casey, Clancy, Ecker, Healy of Manchester,

ward 6, O'Connor, Tessier, Craig, Cary, Delisle, Morris, Gilmartin, King, Hurley, Lafond, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Gauthier, Gelinas, Lesmerises, Crowley, Cummings, Thibault of Nashua, Belcourt, Trombly, Ayers, Brosnahan, Dufour, Maynard, Marcoux, Chartrain, Ryan, Bouley, Dugas, Jean, Latour, Sabluski, Bouthillier, Dumais, Thompson of New Ipswich, Street.

CHESHIRE COUNTY: Post, Clark of Harrisville, Brown of Keene, Pickett, Tolman, Ostlund, Yardley, Eaton of Stoddard, Bouvier, Congdon.

SULLIVAN COUNTY: Bloomfield, Bradbury, Angus, Monblo, Nahil, D'Amante, Desnoyer, Davis of Cornish, Riley, Brown of Newport, Crane.

GRAFTON COUNTY: Bucklin, Plumer, Willey, Graham of Canaan, Peabody, Williams of Grafton, Nettleton, Duke, Larty, Chamberlain, Jones, Collyer, Armstrong, Anderson, Sawyer of Woodstock.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Heath, Graham of Gorham, Potter, Bushey, Hersom, Richardson, Placy, Stinson.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Gay of Derry, Blair, Eastman of Kensington, Battles, Sheehy, Mott, Labranche, Sewall, Perkins, Barrett, Dondero, Payette, Sadler, Wood, Foote, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Landrigan, Felch.

STRAFFORD COUNTY: Blanchette, Leighton, Desjardins, Murphy, Brown of Durham, Littlehale, Stearns, Drew, Francoeur, Rolfe, Lacasse of Rochester, St. Pierre, Valliere, Maloomian, Cormier.

BELKNAP COUNTY: Lacaillade, Morin, Simoneau, Lucier, O'Shan, Metcalf.

CARROLL COUNTY: Peaslee of Wakefield.

MERRIMACK COUNTY: Baron, Kenevel, Lafford, Cheney of Concord, White of Concord, O'Neil, Comi, Rufo, Sargent, Burke of Franklin, Kenney, Carpenter, DuDevoir, Woodbury, Young.

Nays, 154

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Jennings, Poore, Pickering, Crosby, Williams of Hollis, Warren, Green, Pillsbury, Eaton of Mason, Peaslee of Merrimack, Deans, Falconer, Hutchinson, Cooper, Ramsdell, Saunders, Record, Locke, Dutton, Eastman of Weare.

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Spofford, Haley, Terrill, Winch, Wheeler, Bennett, Codding, Farr, Oliver, Terry, Thompson of Winchester.

SULLIVAN COUNTY: Frizzell, Reney, Karr of Newport, Rowell, Vaughan of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Sanborn of Enfield, Hayward, Monahan, McMeekin, Morse, Adams of Lebanon, Cole, Porter, Townsend, Whipple, Kelley of Littleton, Martin, Haskins, Bell, Barney.

COOS COUNTY: Alls, Rix, Keough, Cornelius, Swett of Lancaster, Kidder, Gould, Taylor.

ROCKINGHAM COUNTY: Griffin, Persson, Tenney, Shattuck, Clark of Derry, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Rathbone, Spollett, Hunter, Lougee, Sanborn of Hampton Falls, Parmenter, Cheney of Newton, Carter, Palmer, Hayes, Philbrick, Haigh, Willis.

STRAFFORD COUNTY: Berry, Wiggin of Dover, LaBonte, Webb, Connell, Gilman, Dawson, Moulton, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Lord, Tilton, Karagianis, Burbank, Dana, Varrell, Miner, Smith of Meredith, Atwood,

CARROLL COUNTY: Morrill, Chandler, Sawyer of Brookfield, Davis of Conway, Hill, Roberts, Thompson of Effingham, Lamprey, Nickerson of Tamworth, Claflin.

MERRIMACK COUNTY: Phelps, Vaughn of Bow, Moore, Turner, Bates, Allen, Davis of Concord, Henry, Lessels, Tiffany, Jewett, Saltmarsh, Barnard, Cilley, Maxham, Walker, Mahoney, Bunten, Nutter, Leonard, Mason, Mulaire, Nelson of Hopkinton, Jenkins, Wilman, Ayer, Chadwick, Bigelow.

And the motion to substitute "ought to pass" for "inexpedient to legislate," prevailed.

Mr. Pickett of Keene offered the following amendment:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Sweepstakes.* Amend RSA 284 by inserting after section 21 the following new section: 284:21-a. *Authorization.* Within the enclosure of any race track where is held a race or race meet licensed and conducted under this chapter, but not elsewhere, the commission is hereby authorized and directed to conduct two sweepstake races in each calendar year, and in connection therewith and only within said enclosure, the commission is authorized and directed to sell tickets on said sweepstakes races.

I. The commission shall make rules and regulations for the holding and conducting of such sweepstakes races and the sales of tickets thereon not inconsistent with this section; shall be empowered to rent or lease space within said enclosure where it conducts sweepstakes races; shall be empowered to employ such technical assistants and employees to carry out the provisions of this section and to fix the compensation thereof as may be necessary; shall establish and fix the money or prizes to be awarded horses which place in said sweepstakes races; shall establish the price for which tickets upon said sweepstakes races shall be sold; shall establish the method whereby tickets sold upon said sweepstakes races shall be determined to be winning tickets; and shall establish the money or prizes to be awarded holders of winning tickets.

II. Notwithstanding any other provisions of this chapter, the proceeds derived from the sale of such tickets after payment of all prizes or moneys and the payment of all expenses of the commission incurred in connection with the conduct of said races and the sale of said tickets thereon shall be covered into the general funds of the state.

III. There is hereby appropriated for the purposes of carrying out the provisions of this section the sum of ten thousand dollars which sum shall be a charge upon the racing fund as established by section 2 of this chapter.

IV. The resale of tickets upon said sweepstakes races shall be prohibited and shall be unlawful.

V. Transportation of said tickets in interstate com-

merce by any person other than the original purchaser thereof shall be unlawful.

VI. *Penalty.* If any person shall violate any of the provisions of the two preceding paragraphs, he shall be fined not more than five hundred dollars or imprisoned not more than six months or both.

2. *Effect on Other Laws.* Amend RSA 284:34 by inserting after the word "pools" the words, or to the sale of sweepstakes tickets, so that said section as amended shall read as follows: 284:34. *Effect on Other Laws.* Sections 1 to 4 of chapter 338, RSA shall not apply to parimutuel pools or to the sale of sweepstakes tickets provided for herein.

3. *Takes Effect.* Notwithstanding any other provisions of law this act shall take effect upon its passage.

Speaker's Ruling

The Chair rules that the amendment offered by the member from Keene, Mr. Pickett, is not in order for the following reasons:

1. Because the House has already disposed of the subject matter of this amendment by virtue of its vote whereby it adopted the resolution of the Committee on Ways and Means that House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon, is inexpedient to legislate. Consideration of this amendment, without a suspension of the rules, would in the opinion of the Chair constitute a violation of Rule 30 which requires that a motion for reconsideration or notice of reconsideration be given on the same day the vote was passed or within the first one-half hour of the next legislative day.

2. Because the subject matter of the amendment is not germane to the subject matter of the bill under consideration, namely, Senate Bill No. 137, An Act exempting totally disabled persons from the payment of poll and head taxes.

Mr. Pickett of Keene challenged the ruling of the Chair.

Seconded by Mr. Sheridan of Berlin.

The question being, Is the Speaker's ruling correct?

(Discussion ensued)

The Chair waived his privilege of speaking first on the question.

At the request of Mr. McMeekin of Haverhill, the Chair explained the legislative history of House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon.

Messrs. Pickett of Keene and Duke of Hanover spoke against the Speaker's ruling.

Messrs. Davis of Conway, Pillsbury of Manchester, Soucy of Manchester, Ward 1, Green of Manchester, Lamprey of Moultonborough, Townsend of Lebanon, McMeekin of Haverhill, Crane of Washington, Deans of Milford and Rollins of Alton spoke in favor of the Speaker's ruling.

Mr. Duke of Hanover spoke a second time against the Speaker's ruling.

Mr. Pillsbury of Manchester spoke a second time in favor of the Speaker's ruling.

Mr. Davis of Conway spoke a second time in favor of the Speaker's ruling.

Mr. Pickett of Keene spoke a second time against the Speaker's ruling.

The Chair spoke in defense of his ruling.

Mr. Pickett of Keene withdrew his motion to challenge the Speaker's ruling.

Mr. Pickett of Keene moved that Senate Bill No. 137 be recommitted to the Committee on Ways and Means.

The question being on the motion.

On a *viva voce* vote the negative prevailed.

Mr. Betley of Manchester requested a division.

A division being had, 77 members having voted in the affirmative and 191 members having voted in the negative, the motion to recomit did not prevail.

Mr. Soucy of Manchester, Ward 1, moved that further consideration of Senate Bill No. 137 be indefinitely postponed.

On a *viva voce* vote the motion prevailed.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it indefinitely postponed further consideration of Senate Bill No. 137, An Act exempting totally disabled persons from the payment of poll and head taxes.

On a *viva voce* vote the motion to reconsider did not prevail.

Senate Message

The Senate has voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled bill and requests and Committee of Conference:

Senate Bill No. 209, An Act relating to deputy clerks of court and sheriffs' services.

The President appointed Senator Cleveland and Senator Paquette as Senate conferees on the Committee of Conference.

On motion of Mr. McMeekin of Haverhill the House voted to accede to the request of the Honorable Senate and the Chair appointed Mrs. Frizzell of Charlestown, Mr. Davis of Conway and Mrs. St. Pierre of Rochester as conferees on the part of the House.

At 1:25 o'clock the Chair declared a one hour recess.

Recess

After Recess

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds, having considered the same, reports the same with the following recommendation:

That the Senate recede from its position of non-concurrence, that the House recede from its position in the adoption of its amendment, and further recommends that the Senate and House concur in the adoption of the following amendment to said bill:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Forestry and Recreation Commission.* Amend RSA 219 by inserting after section 7 the following new section: 219:7-a. *Islands.* The following described islands in the following lakes or ponds are hereby placed within the jurisdiction of the forestry and recreation commission, as public reservations: (1) Loon island in Keyser Lake in the town of Sutton; (2) Small Island in Sand Pond in the town of Marlow; (3)

Ingalls Island in Rocky Pond in the town of Canterbury; (4) North Island in Rocky Pond in the town of Gilmanton; (5) Three Islands in Ledge Pond in the town of Sunapee; (6) An island in Wheelwright Lake in the town of Lee; (7) An island located in Kingswood Lake (formerly Cook's Pond) in the town of Brookfield; and (8) Seven Islands in Pleasant Pond in the town of Danbury.

2. *Application.* Nothing contained herein shall confer authority on the Forestry and Recreation commission to dispose of said islands by sale and provided further that nothing contained herein shall be construed to affect the title to any of the islands described in section 1.

3. *Takes Effect.* This act shall take effect sixty days after its passage.

E. J. BENNETT,
J. C. CLEVELAND,
Conferees on the Part of the Senate.
BASIL BROADHURST,
ROBERT S. MONAHAN,
VICTOR E. PHELPS,
Conferees on the Part of the House.

On motion of Mr. Broadhurst of Franklin the House voted to adopt the report of the Committee of Conference.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 416, An Act making appropriations for the state of New Hampshire for the year ending June 30, 1958, having considered the same, report the same with the following recommendations:

1. That the House recede from its position of non-concurrence with the following Senate amendments and concur in the adoption of said amendments.

The amendment to the bill in the appropriation for the Executive Branch, in the paragraph, Office of Governor.

The amendment to the bill in the appropriation for Executive Branch, in the paragraph, Executive Council.

The amendment to the bill in the appropriation for Adjutant General's Department, in the paragraph, Central Administrative Office.

The amendment to the bill in the appropriation for Administration and Control, in the paragraph, Division of Buildings and Grounds.

The amendment to the bill in the appropriation for the Department of Agriculture, in the paragraph, Office of Commissioner.

The amendment to the bill in the appropriation for the Department of Agriculture, in the paragraph, Division of Markets and Standards.

The amendment to the bill in the appropriation for the Forestry Division, Forestry and Recreation, in the paragraph, Forest Fire Supervision.

The amendment to the bill in the appropriation for the Forestry Division, Forestry and Recreation, in the paragraph, Lookout Stations.

The amendment to the bill in the appropriation for the Forestry Division, Forestry and Recreation, in the paragraph, Forest Improvement Fund.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Administration: state.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Public Health Nursing: state.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Commission on Alcoholism: state.

The amendment to the bill in the appropriation for the Barbers Board.

The amendment to the bill in the appropriation for the Insurance Department in the paragraph, Rating Division.

The amendment to the bill in the appropriation for the Insurance Department, by adding the footnote.

The amendment to the bill in the appropriation for the department of Public Welfare, in the paragraph, Field Services.

The amendment to the bill in the appropriation for the Recreation Division, Forestry and Recreation, being 2 footnotes

The amendment to the bill in the appropriation for the Secretary of State, in the paragraph, Office of Secretary.

The amendment to the bill in the appropriation for the Secretary of State, in the paragraph, Elections.

The amendment to the bill in the appropriation for the State Library in the paragraph, Administration.

The amendment to the bill in the appropriation for State Treasury, in the paragraph, Office of the Treasurer.

The amendment to the bill in the appropriation for State Treasury, in the paragraph, Highway Division.

The amendment to the bill in the appropriation for Industrial School, in the paragraph, Custodial Care.

The amendment to the bill in the appropriation for Laconia State School, in the paragraph, Administration.

The amendment to the bill in the appropriation for State Hospital, in the paragraph, Memorial Unit.

The amendment to the bill in the appropriation for Board of Education, in the paragraph, Administration.

The amendment to the bill in the appropriation for Aeronautics Commission.

The amendment to the bill in the appropriation for Bank Commissioner.

The amendment to the bill in the appropriation for Planning and Development Commission.

The amendment to the bill in the paragraph for Racing Commission being a footnote to said paragraph.

The amendment to the bill in the appropriation for Water Pollution Commission: federal.

The amendment to the bill in the appropriation for Teachers' Retirement System.

The amendment to the bill in the appropriation for Mental Hygiene and Child Guidance Clinic, in the paragraph, State funds.

The amendment to the bill in the appropriation for Mental Hygiene and Child Guidance Clinics, in the paragraph, Federal funds.

The amendment to the bill in the appropriation for Public Works Division.

The amendment to the bill in the appropriation for Fish and Game Department, in the paragraph, Conservation Officers.

The amendment to section 7 of the bill relative to the procedure for collections from banking institutions.

2. The Committee of Conference further recommends that with respect to the following amendments proposed by the Senate, the Senate recede from its position in adopting said amendments, the House recede from its position of nonconcurrence in said amendments, and the House and Senate concur in the following amendments to the bill:

Amend said bill by striking out the paragraph relative to the appropriation for the Legislative Branch and inserting in place thereof the following:

A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including $34,853.00 for the office of legislative budget assistant to the appropriations and finance committees, and $6,500.00 for the office of research analyst to the senate finance committee, as follows: (Salary of legislative budget assistant $9,700.00, other personal services $21,403.00, current expenses $850.00, travel $800.00, equipment $100.00, other expenditures $2,000.00*) (Salary of research analyst to senate finance committee $6,000.00, other expenditures $500.00.)

	$325,000.00
Legislative council†	2,500.00
Council of state governments	2,500.00
Total for legislative branch	$330,000.00

* The sum herein appropriated, or so much as may be necessary, shall be expended by the legislative budget assistant for the purpose specified. The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of paragraph II, section 31, chapter 14, RSA, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

† The funds in this appropriation shall not lapse but shall be available for expenditures in the following year.

Amend the bill in the appropriation for department of health, in the paragraph, Maternal and Child Health and Crippled Children's Services: state by striking out said paragraph and inserting in place thereof, the following:

Maternal and child health and crippled children's services: state		
Personal services	$21,340.26	
Current expenses	33,189.00	
Travel	600.00	
Other expenditures:		
Convalescent care and clinics	†60,000.00	
Total		115,129.26

Note: It is the intent of the legislature that the amount hereinabove appropriated for Convalescent Care and Clinics may be expended for the purpose specified at any institution which can prove to the satisfaction of the department of health its qualifications as a rehabilitation center.

† The division of investigation of accounts shall investigate the ability to pay of patients and those legally chargeable for their support and maintenance for care, treatment or maintenance furnished hereunder and the expenses of said care, treatment or maintenance may be recovered in an action in the name of the state from the patient or those persons chargeable with his support where said person or persons have a weekly income or other resources more than sufficient to provide a reasonable subsistence with decency and health.

Amend the bill in the appropriation for department of health in the paragraph, Food and Chemistry: state, by striking out said paragraph and inserting in place thereof, the following:

Food and Chemistry: state		
Personal services	$55,084.31	
Current expenses	3,970.00	
Travel	12,200.00	
Equipment	7,370.00	
Total		78,624.31

Amend the bill in the appropriation for department of health in the paragraph, Sanitary engineering: state, by striking out said paragraph and inserting in place thereof the following:

Sanitary engineering: state		
Personal services	$47,723.12	
Current expenses	3,959.00	
Travel	7,125.00	
Total		58,807.12

Amend the bill in the appropriation for the department of labor by striking out the entire paragraph and inserting in place thereof the following:

For department of labor:		
Office of commissioner:		
Salary of commissioner	$6,971.25	
Salary of deputy commissioner	5,635.18	
Other personal services	3,390.16	
Current expenses	2,076.00	
Travel	1,100.00	
Total		$19,172.59
Inspections division:		
Personal services	$31,872.18	
Current expenses	1,990.00	
Travel	7,500.00	
Equipment	380.00	
Total		41,742.18
Workmen's compensation division:		
Personal services	$23,226.92	
Current expenses	2,701.50	
Equipment	745.00	
Total		26,673.42
New Hampshire apprenticeship council		100.00
Total for department of labor		$87,688.19

Note: In the labor department the person holding the

position of Clerk Stenographer II in the Inspections Division and the person holding the position of Clerk Stenographer II in the Workmen's Compensation Division shall each be reclassified as Clerk IV and shall be paid the minimum salary as such Clerk IV. Nothing herein shall be construed as eliminating from the said divisions the position of Clerk Stenographer II but said positions so vacated may be filled by the department.

Amend the bill in the appropriation for Veterans Council, by striking out and inserting in place thereof the following:

For veterans council:		
Personal services	$10,223.86	
Current expenses	828.00	
Travel	2,900.00	
Equipment	120.00	
Other expenditures:		
Veterans burials	4,500.00	
Total		$18,571.86

Amend the bill in the appropriation for Laconia State School, in the paragraph Custodial care, by striking out the words and figure, Personal services $114,533.02 and inserting in place thereof, Personal services $157,896.86; further amend said paragraph by striking out the word and figure, Total 341,233.02 and inserting in place thereof, Total 384,596.96; further amend said paragraph by adding at the end thereof the following footnote:

Note: Of this appropriation the amount of 43,363.84 shall be expended only for the purpose of providing additional supervisory personnel.

Amend the bill in the appropriation for Board of Education in the paragraph, Area Vocational Schools: state: by striking out said paragraph and inserting in place thereof the following:

Area vocational schools: state	
Personal services	$2,518.04
Current expenses	300.00
Travel	100.00

Other expenditures:		
Reimbursement to school districts	46,981.96	
Total		49,900.00

Amend the bill in the appropriation for Liquor Commission, in the paragraph Beer Administration: by striking out said paragraph and inserting in place thereof the following:

Beer administration:		
One-half salary of three commissioners	$12,006.59	
Other personal services	77,463.47	
Current expenses	9,840.00	
Travel	24,500.00	
Equipment	565.00	
Other expenditures:		
Retirement	2,650.00	
OASI	2,075.00	
Total		129,100.06

Further amend the appropriation for Liquor Commission, in the paragraph Liquor enforcement by striking out said paragraph and inserting in place thereof the following:

Liquor enforcement:		
Personal services	$25,341.85	
Current expenses	140.00	
Travel	6,500.00	
Other expenditures:		
Retirement	475.00	
OASI	375.00	
Total		32,831.85

Further amend the appropriation for Liquor Commission in the paragraph, Stores Operation by striking out the paragraph and inserting in place thereof the following:

Stores operation:	
Personal services	$610,931.68
Current expenses	224,000.00
Travel	9,000.00

Equipment	5,415.00	
Other expenditures:		
Retirement	17,788.27	
OASI	13,745.96	
Total		880,880.91

Further amend said bill by inserting after section 8 the following new sections:

9. *Senate Finance Committee.* Amend RSA 14 by adding at the end thereof the following new sections:

14:40. *Research Analyst to Senate Finance Committee.* There shall be a research analyst to the Senate Finance Committee whose duties shall be prescribed by said committee and shall include but not be limited to special analyses of certain budgetary matters deemed essential to efficient processing of the budget by said committee, and attendance at all hearings on state budgets as provided by RSA 9:7. Said Analyst shall receive such compensation as is determined by the legislature upon recommendation of said senate finance committee. Said analyst shall be exempt from the personnel law and sections 2, 3, and 5 of this act. Said analyst shall on request furnish reasonable information to the members of the Senate.

14:41. *Information and Office Space.* All state departments, institutions, boards, commissions and agencies of state government shall provide such information as may be required by said senate finance committee. Notwithstanding the provisions of other statutes, room 317 in the state house is hereby assigned for the permanent use of the senate finance committee and for the office of the research analyst thereto and said room 317 shall not henceforth be available for any other purpose.

14:42. *Senate Finance Committee.* The senate finance committee shall meet from time to time but not more frequently than three times a year in the interim between legislative sessions to direct the duties of the research analyst to the senate finance committee. The members of said committee shall serve without compensation but shall be reimbursed for travel expenses at the prevailing legislative rate, said

reimbursement to be a charge upon the appropriation made for the legislative branch.

14:43. *Transfer.* Any unexpended balance of appropriation for the office of research analyst to the legislative council existing as of June 30, 1957, and all equipment, supplies and materials are hereby transferred to the office of research analyst to the senate finance committee. The research analyst now in office shall be the research analyst to the senate finance committee. Upon such transfer RSA 17:8 is repealed.

10. *Salary Increases.* In addition to the salaries provided herein for the office of legislative budget assistant to the appropriations and finance committees, each assistant in said legislative budget assistant's office shall receive as a salary increase an amount equal to 15% of his present salary, and salaries thus established shall be maintained at the levels arrived at throughout the period July 1, 1957 to June 30, 1959. All salary increases in the legislative budget assistant's office shall be paid from accumulated surplus within the agency's account.

11. *Space for Legislative Use.* Rooms in the state house used for legislative officials, committees and employees at the 1957 session of the general court may be temporarily assigned by the governor and council for use by state departments provided that said rooms shall be vacated by said state departments by December 1 preceding any regular session of the general court.

12. *Judges of Probate.* In addition to the appropriations for salaries for judges of probate as provided in this act and in the act for the appropriations for the fiscal year ending June 30, 1959 there are hereby appropriated the sum of $5,700.00 for the fiscal year ending June 30, 1958 and a like sum for the fiscal year ending June 30, 1959.

Further amend said bill by renumbering section 9 to read section 13.

DEAN B. MERRILL,
ELMER ANDERSON,
LUCIEN BERGERON,
Conferees on the Part of the Senate.

MARION ATWOOD,
JESSE ROWELL,
KENNETH BELL,
WILLIAM H. CRAIG, JR.,
SHELBY O. WALKER,
Conferees on the Part of the House.

On motion of Mr. Walker of Concord reading of the report was dispensed with.

Mr. Walker of Concord explained the report.

On motion of Mr. Walker of Concord the House voted to adopt the report of the Committee of Conference.

The Committee of Conference, to whom was referred House Bill No. 417, An Act making appropriations for the state of New Hampshire for the year ending June 30, 1959, having considered the same, reported the same with the following recommendations:

1. That the House recede from its position of non-concurrence with the following Senate amendments and concur in the adoption of said amendments.

The amendment to the bill in the appropriation for the Executive Branch, in the paragraph, Office of Governor.

The amendment to the bill in the appropriation for the Executive Branch, in the paragraph, Executive Council.

The amendment to the bill in the appropriation for Adjutant General's Department, in the paragraph, Central Administrative Office.

The amendment to the bill in the appropriation for the Forestry Division, Forestry and Recreation, in the paragraph Forest Fire Supervision.

The amendment to the bill in the appropriation for the Forestry Division, Forestry and Recreation, in the paragraph, Forest Improvement Fund.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Administration: state.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Public Health Nursing: state.

The amendment to the bill in the appropriation for the Department of Health, in the paragraph, Commission on Alcoholism: state.

The amendment to the bill in the appropriation for the Barbers Board.

The amendment to the bill in the appropriation for the Insurance Department by adding the footnote.

The amendment to the bill in the appropriation for the department of Public Welfare, in the paragraph, Field Services.

The amendment to the bill in the appropriation for the Recreation Division, Forestry and Recreation, being 2 footnotes.

The amendment to the bill in the appropriation for the Secretary of State, in the paragraph, Office of Secretary.

The amendment to the bill in the appropriation for the Secretary of State, in the paragraph, Elections.

The amendment to the bill in the appropriation for the State Library in the paragraph, Administration.

The amendment to the bill in the appropriation for State Treasury, in the paragraph, Office of the Treasurer.

The amendment to the bill in the appropriation for State Treasury, in the paragraph, Highway Division.

The amendment to the bill in the appropriation for Industrial School, in the paragraph, Custodial Care.

The amendment to the bill in the appropriation for Laconia State School, in the paragraph, Administration.

The amendment to the bill in the appropriation for State Hospital, in the paragraph, Memorial Unit.

The amendment to the bill in the appropriation for State Prison, in the paragraph, Custodial Care.

The amendment to the bill in the appropriation for Board of Education, in the paragraph, Administration.

The amendment to the bill in the appropriation for Aeronautics Commission.

The amendment to the bill in the appropriation for Bank Commissioner.

The amendment to the bill in the appropriation for Planning and Development Commission.

The amendment to the bill in the appropriation for Public Utilities Commission, in the paragraph, Office of Commissioners.

The amendment to the bill in the paragraph for Racing Commission being a footnote to said paragraph.

The amendment to the bill in the appropriation for Water Pollution Commission: federal,

The amendment to the bill in the appropriation for Teachers' Retirement System.

The amendment to the bill in the appropriation for Mental Hygiene and Child Guidance Clinic, in the paragraph, State funds.

The amendment to the bill in the appropriation for Mental Hygiene and Child Guidance Clinics, in the paragraph, Federal funds.

The amendment to the bill in the appropriation for Public Works Division.

The amendment to the bill in the appropriation for Fish and Game Department, in the paragraph, Conservation Officers.

The amendment to section 2 of the bill relative to the procedure for collections from banking institutions.

2. The Committee of Conference further recommends that with respect to the following amendments proposed by the Senate, that the Senate recede from its position in adopting said amendments, the House recede from its position of non-concurrence in said amendments, and the House and Senate concur in the following amendments to the bill.

Amend said bill by striking out the paragraph relative to the appropriation for the Legislative Branch and inserting in place thereof the following:

A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including $36,053.00 for the office of legislative budget assistant to the appropriations and finance committees, and $6,500.00 for the office of research analyst to the senate finance committee: (Salary of legislative budget assistant $9,700.00, other personal services $22,603.00; current expenses $850.00; travel

$800.00, equipment $100.00, other expenditures $2,000.00*)	
(Salary of research analyst to senate finance committee $6,000,000, other expenditures $500.00)	$325,000.00
Legislative council	2,500.00
Council of state governments	2,500.00
Total for legislative branch	$330,000.00

* The sum herein appropriated, or so much as may be necessary, shall be expended by the legislative budget assistant for the purpose specified. The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of paragraph II. section 31, chapter 14 RSA, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Amend the bill in the appropriation for department of health, in the paragraph, Maternal and Child Health and Crippled Children's Services: federal, by striking out said paragraph and inserting in place thereof the following:

Maternal and child health and crippled children's services: federal		
Personal services	$25,490.04	
Current expenses	39,300.00	
Travel	2,253.00	
Equipment	150.00	
Other expenditures:		
Convalescent care and clinics	50,000.00	
*Total	$117,193.04	
*Less estimated revenue	117,193.04	
Net appropriation		0.00

Amend the bill in the appropriation for department of health, in the paragraph, Food and Chemistry, by striking out said paragraph and inserting in place thereof, the following:

Food and chemistry: state	
Personal services	$55,596.80

Current expenses	3,720.00	
Travel	12,200.00	
Total		71,516.80

Amend the bill in the appropriation for the department of health, in the paragraph, Sanitary Engineering' state, by striking out said paragraph and inserting in place thereof the following:

Sanitary engineering: state		
Personal services	$48,137.84	
Current expenses	3,694.00	
Travel	7,125.00	
Total		58,956.84

Amend the bill in the appropriation for the Department of Labor by striking out the entire appropriation and inserting in place thereof the following:

For department of labor:		
Office of commissioner:		
Salary of commissioner	$7,166.25	
Salary of deputy commissioner	5,760.18	
Other personal services	3,390.16	
Current expenses	4,626.00	
Travel	1,100.00	
Total		$22,042.59
Inspections division:		
Personal services	$32,291.82	
Current expenses	1,990.00	
Travel	7,500.00	
Total		41,781.82
Workmen's compensation division:		
Personal services	$24,101.56	
Current expenses	2,701.50	
Total		26,803.06
New Hampshire apprenticeship council		100.00
Total for department of labor		$90,727.47

Note: In the labor department the positions of Clerk Stenographer II in the Inspections division and in the Workmen's compensation division shall not be eliminated.

Amend the bill in the appropriation for Veterans Council by striking out and inserting in place thereof the following:

For veterans council:		
Personal services	$10,568.62	
Current expenses	828.00	
Travel	2,900.00	
Other expenditures:		
Veterans burials	4,500.00	
Total		$18,796.62

Amend the bill in the appropriation for Laconia state school, in the paragraph Custodial care by striking out the words and figure, Personal services $116,726.60 and inserting in place thereof, Personal services $162,008.20; further amend said paragraph by striking out the word and figure, Total 341,991.60 and inserting in place thereof, Total 387,273.20; further amend said paragraph by adding at the end thereof the following footnote:

Note: Of this appropriation the amount of 45,281.60 shall be expended only for the purpose of providing additional supervisory personnel.

Amend the bill in the appropriation for Board of Education in the paragraph, Area Vocational Schools: state: by striking out said paragraph and inserting in place thereof the following:

Area vocational schools: state		
Personal services	$2,638.14	
Current expenses	300.00	
Travel	100.00	
Other expenditures:		
Reimbursement to school districts	46,981.96	
Total		50,020.10

Amend the bill in the appropriation for Liquor Commission in the paragraph Beer administration, by striking out

said paragraph and inserting in place thereof the following:

Beer administration:		
One-half salary of three commissioners	$12,111.63	
Other personal services	78,219.07	
Current expenses	9,940.00	
Travel	24,500.00	
Equipment	265.00	
Other expenditures:		
Retirement	2,700.00	
OASI	2,100.00	
Total		129,835.70

Further amend the appropriation for Liquor Commission in the paragraph, Liquor Enforcement by striking out said paragraph and inserting in place thereof the following:

Liquor enforcement:		
Personal services	$26,042.02	
Current expenses	140.00	
Travel	6,500.00	
Other expenditures:		
Retirement	485.00	
OASI	385.00	
Total		33,552.02

Further amend the appropriation for Liquor Commission in the paragraph, Stores Operation by striking out said paragraph and inserting in place thereof the following:

Stores operation:		
Personal services	$617,186.40	
Current expenses	224,000.00	
Travel	9,000.00	
Equipment	10,415.00	
Other expenditures:		
Retirement	17,403.66	
OASI	13,886.69	
Total		891.891.75

DEAN MERRILL,
ELMER ANDERSON,
LUCIEN BERGERON,
Conferees on the Part of the Senate.
MARION ATWOOD,
JESSE ROWELL,
KENNETH BELL,
WILLIAM H. CRAIG, JR.,
SHELBY O. WALKER,
Conferees on the Part of the House.

On motion of Mr. Walker of Concord reading of the report was dispensed with, and the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 416, An Act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1958.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 417, An Act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1959.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws.

Amend said bill by striking out section 2 and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect April 1, 1958.

On motion of Miss Spollett of Hampstead the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 406, An Act to establish the New Hampshire Distributing Agency.

Amend paragraph 8-A:2 as inserted by section 1 of said bill by striking out the words "with the advice and counsel" in lines 3 and 4 and inserting in place thereof the words, under the supervision, so that said paragraph as amended shall read as follows:

8-A:2. *Director.* The comptroller, subject to the approval of the governor, shall appoint a director of the distributing agency. Said director shall be the executive head of the agency and administer its affairs under the supervision of the comptroller. Said director shall hold office during good behavior provided that upon the dissolution of said agency as provided by section 9 the term of office of the director shall terminate, and provided further that he may be removed under the provisions of RSA 4:1.

On motion of Miss Spollett of Hampstead the House voted to concur in the amendment sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Mutual Aid.* Amend RSA 154 by inserting after section 30 the following new subdivision:

Further amend section 1 of said bill by renumbering the paragraphs numbered 154:31 to 154:37, inclusive to read 154:30-a to 154:30-g.

On motion of Mr. Crosby of Hillsborough the House voted to concur in the amendments offered by the Committee on Engrossed Bills.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 206 entitled "An Act to amend the charter of the Siwooganock Guaranty Savings Bank," having considered the same report the same with the recommendation that the House of Representatives recede from its position in adopting its amendment to the bill, that the Senate recede from its position of non-concurrence and further recommended that the Senate and House concur in the adoption of the following amendment to the bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to amend the charter of Siwooganock Guaranty Savings Bank, and relative to legal investments for savings banks.

Amend said bill by inserting after section 3 the following new section:

4. *Investments of Savings Banks.* Amend paragraph II of RSA 387:6 by striking out the same and inserting in place thereof the following: II. *Local.* The authorized bonds and notes of this state, or of any of its municipalities and obligations of the New Hampshire water resources board.

5. *Banks.* Amend RSA 84:9 by adding after the word "state" in the twelfth line the words, or of the New Hampshire water resources board, so that said section as amended shall read as follows: 84:9. *Tax and Deductions.* Every such corporation, except building and loan associations, organized under the laws of this state, and credit unions organized under RSA chapter 394, shall pay to the state tax commission annually, on October first, an excise tax for the privilege of con-

ducting the business of a savings bank or other such corporation, equal in amount to twelve twenty-fourths of one per cent upon the amount of the savings deposits on which it pays interest, after deducting the value of all its real estate whereever situated and the value of all its loans secured by mortgage upon real estate situated in this state made at a rate not exceeding five per cent per annum; and the amount invested in bonds and notes of this state or any of the counties, municipalities, school districts, or village precincts of this state or of the New Hampshire Water Resources Board; provided, that such bonds and notes bear interest at a rate not exceeding five per cent per annum; and the amount invested in United States bonds, and in bonds, notes, or debentures the principal or interest of which is guaranteed by the United States, and in bonds issued under the provisions of the Federal Farm Loan Act, and the amount not exceeding five per cent of the deposits invested in acceptance of member banks of the federal reserve system of the kinds and and maturities made eligible for rediscount or purchase by federal reserve banks, and the amount invested in the capital stock of national banks located in this state.

Further amend said bill by renumbering section 4 to read section 6.

ELMER ANDERSON,
JAMES P. ROGERS,
Conferees on the Part of the Senate.

JOHN PILLSBURY,
EMILE J. SOUCY,
JOHN A. PERKINS,
Conferees on the Part of the House.

On motion of Mr. Pillsbury of Manchester the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Savings Bank.

Report of Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 147, An Act relative to the employment of children, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Limitations.* Amend RSA 276:6 by striking out said section and inserting in place thereof the following: 276:6. *Hours.* Except as provided in chapter 275 RSA, no minor under the age of sixteen years, shall be employed, or permitted or suffered to work at any gainful occupation, more than fifty-four hours in any one week, nor more than ten and one-quarter hours in any one day; nor before the hour of half-past six o'clock in the morning, nor after the hour of seven o'clock in the evening, provided that during the summer school vacation period such minor may be employed until nine o'clock in the evening but in such case said minor shall not work more than eight hours in any twenty-four hour period nor more than forty-eight hours in any one week. Further provided that the limitations on the hours of labor as heretofore provided in this section shall not apply in the following cases: (1) boys twelve years old or over may deliver newspapers after five o'clock in the morning or between four and eight o'clock in the evening, (2) a boy twelve years old or over may act as caddy at golf links, and (3) a boy twelve years old or over may be employed for work on church grounds and at religious meetings, in the employ of the religious organization.

On motion of Mr. Angus of Claremont the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

Senate Message

The Senate has passed a bill, with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 191, An Act relative to economic growth survey.

Senate Bill Read and Referred

Senate Bill No. 191, An Act relative to economic growth survey, was read a first and second time and referred to the Committee on Executive Departments and Administration.

On motion of Mr. McMeekin of Haverhill the rules were so far suspended as to permit a public hearing on Senate Bill No. 191 on Wednesday, July 31.

Report of Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolutions:

House Bill No. 249, An Act relative to the salary of Hillsborough County Solicitor.

House Bill No. 339, An Act relative to the government of the city of Concord.

House Bill No. 388, An Act establishing the New Hampshire State Port Authority.

House Bill No. 409, An Act establishing a state council on the problems of the aging.

House Bill No. 450, An Act relative to use of balances of certain bond issues of the city of Portsmouth.

Senate Bill No. 95, An Act relative to change of classification of roads in Bethlehem.

Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways.

House Joint Resolution No. 62, Joint Resolution in favor of the estates of Harley A. Crandall and James J. Burke.

House Joint Resolution No. 64, Joint Resolution providing for a portrait of Capt. Harl Pease, Jr. for the Pease Air Force Base.

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and House joint resolutions:

House Bill No. 86, An Act relative to unemployment compensation of certain employees of the state and of political subdivisions and instrumentalities thereof.

House Bill No. 116, An Act relative to fishing, sale of bait, and hunting and fishing licenses for members of the armed forces and military personnel.

House Bill No. 327, An Act relative to a certain highway in the towns of Lincoln, Livermore, Waterville, Albany and Conway.

House Bill No. 333, An Act relative to mileage allowance for members of the general court.

Senate Bill No. 51, An Act relative to the salaries of the judges of the probate courts.

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy.

Senate Bill No. 207, An Act relative to the sale of the Berlin Armory.

House Joint Resolution No. 33, Joint Resolution directing the Governor to conduct a survey to provide adequate planning for a mental health program.

House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas.

Rules Suspended

Mr. Kelley of Littleton moved that the rules be so far suspended as to permit a public hearing on House Bill No. 325, An Act pertaining to fly fishing, on Wednesday, July 31.

On a *viva voce* vote the motion prevailed.

Committee Reports

Mr. Shattuck of Danville for the Committee on Appropriations, to whom was referred Senate Bill No. 162, An Act relating to the salaries of deputy registers of probate, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Salaries of Deputy Registers of Probate.* Amend RSA 548 by striking out section 19, as amended by laws of 1957, chapter 44, and by substituting therefor the following: 19. *Salaries of Deputies.* The annual salaries of the deputy registers of probate in the several counties shall be paid by the state and shall be as follows:

For Hillsborough, Rockingham and Merrimack counties, minimum, $3240.00, maximum, 3,720.00; for Strafford, Grafton and Belknap counties, minimum, 2550.00$, $3080.00; and for Carroll, Cheshire, Sullivan and Coos counties, minimum, $1,800.00, maximum $2,280.00. Each deputy, upon qualifying shall receive the minimum salary authorized herein and shall be entitled to an annual increase in salary of $120 until the maximum is reached, except that deputies now in office shall be entitled to receive the minimum salary increased by the sum of $120 for each year of service prior to the enactment hereof but not exceeding the maximum provided herein.

The report was accepted.

The question being on the amendment.

At the request of Mr. Crosby of Hillsborough, Mr. McCullough of Keene explained the amendment.

Messrs. Pillsbury of Manchester, Davis of Conway and Jones of Lebanon spoke against the amendment.

(Mr. Soucy of Manchester, Ward 1, in the Chair)

Messrs Tiffany of Concord and Green of Manchester spoke against the amendment.

(Speaker in the Chair)

Messrs Pickett of Keene, Crosby of Hillsborough and Craig of Manchester spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 436, An Act relative to marriage of epileptic persons.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Defective Persons.* Amend RSA 457:10:1314:15 by striking out the words "epileptic or epileptics" wherever said words occur, so that said sections as amended shall read as

follows: 457:10 *Marriage Prohibited.* No woman under the age of forty-five years, or man of any age, — except he marry a woman over the age of forty-five years, — either of whom is imbecile, feeble-minded, idiotic or insane, shall hereafter intermarry or marry any other person within this state unless permitted by the state department of health.

457:13. *Application to State Board of Health.* Should any question arise as to whether an applicant for such certificate is so disqualified, the contracting parties shall apply to the state board of health which shall thereupon appoint some qualified person or persons to determine whether the contracting parties are imbecile, feeble-minded or insane, such determination to be certified under oath.

457:14. *Reports Required.* It shall be the duty of all superintendents of schools and of all who have charge of instruction in private schools or state schools annually in July to file with the state board of health the names of all imbeciles, feeble-minded, idiotic and insane persons who have left school or have become fourteen years of age during the preceding year. It shall be the duty of the superintendents of the Laconia state school and of the New Hampshire state hospital to file with the state board of health the names of all such persons discharged or paroled from those institutions. The names thus reported shall not be made public except so far as is necessary for the public welfare.

457:15. *Applications Referred to State Board.* It shall be the duty of the town clerk or other authorized officer when application is made for a certificate for the marriage of any person born subsequent to June 1, 1909, suspected as being imbecile, feeble-minded, idiotic or insane to cause the application to be forwarded for inspection to the state board of health. The state board of health after investigation shall return the application to the town clerk or other authorized officer and if it finds that a certificate may not legally be granted it shall so notify the clerk and the applicants for the license.

2. *Defective Persons.* Amend RSA 457 by inserting after section 16 the following new subdivision:

Epileptics

457:16-a. *Marriage Prohibited.* No woman or man of

any age, either of whom is epileptic, shall hereafter intermarry or marry any other person within this state unless permitted by the state department of health. No clergyman or other officer authorized to solemnize marriages shall perform a marriage ceremony prohibited by this section. No town clerk or other authorized officer shall issue a certificate for such prohibited marriage.

457:16-b. *Application to State Board of Health.* Should any question arise as to whether an applicant for such certificate is so disqualified, the contracting parties shall apply to the state board of health which shall thereupon appoint some qualified person or persons to determine whether the contracting parties are epileptic, such determination to be certified under oath.

457:16-c. *Reports Required.* It shall be the duty of all superintendents of schools and of all who have charge of instruction in private schools or state schools annually in July who have left school or have become fourteen years of age to file with the state board of health the names of all epileptics during the preceding year. It shall be the duty of the superintendent of the Laconia state school and of the New Hampshire state hospital to file with the state board of health the names of all such persons discharged or paroled from those institutions. The names thus reported shall not be made public except so far as necessary for the public welfare.

457:16-a. *Applications Referred to State Board.* It shall be the duty of the town clerk or other authorized officer when application is made for a certificate for the marriage of any person born subsequent to June 1, 1909, suspected as being epileptic to cause the application to be forwarded for inspection to the state board of health. The state board of health after investigation shall return the application to the town clerk or other authorized officer and if it finds that a certificate may not legally be granted it shall so notify the clerk and the applicants for the license.

457:16-a. *Penalty.* Any person who knowingly violates any of the provisions of this subdivision shall be fined not less than fifty nor more than five hundred dollars, or imprisoned not more than thirty days, or both.

3. *Takes Effect.* This act shall take effect upon its passage.

Mr. Sawyer of Brookfield moved that reading of the amendment be dispensed with.

Mr. Sawyer of Brookfield explained the amendment.

On a *viva voce* vote the motion prevailed and the House voted to concur in the amendment sent down from the Honorable Senate.

Committee Reports

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred Senate Bill No. 163, An Act relating to the salaries of registers of probate, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Salaries of Registers of Probate.* Amend RSA 548 by striking out section 17 and substituting therefor the following:

17. *Salaries.* The annual salaries of the registers of probate in the several counties shall be paid by the state and shall be as follows:

For Rockingham county, three thousand one hundred dollars.

For Strafford county, two thousand nine hundred fifty dollars.

For Belknap county, two thousand five hundred dollars.

For Carroll county, two thousand four hundred dollars.

For Merrimack county, three thousand one hundred dollars.

For Hillsborough county, three thousand one hundred dollars.

For Cheshire county, two thousand four hundred fifty dollars.

For Sullivan county, two thousand five hundred dollars.

For Grafton county, three thousand dollars.

For Coos county, two thousand four hundred dollars.

Further amend said bill by striking section 2 and inserting in place thereof the following:

2. *Change in Date.* Amend 1957, 156:2 by striking out said section and inserting in place thereof the following:

156:2. *Takes Effect.* This act shall take effect as of January 1, 1957.

Further amend said bill by adding a new section 3 as follows:

3. *Takes Effect.* The provisions of section 2 of this act shall take effect as therein provided, the remaining provisions shall take effect as of July 1, 1957.

The question being on the amendment.

Mr. Crosby of Hillsborough spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Brungot of Berlin, for the Special Committee consisting of the members from the city of Berlin, to whom was referred Senate Bill No. 140, An Act establishing the Berlin Airport Authority, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gauthier of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred House Bill No. 181, An Act relative to the location of cemeteries in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Winston of Manchester, for the Special Committee consisting of the members from the city of Manchester, to whom was referred Senate Bill No. 159, An Act establishing a new ward for the city of Manchester, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following: An Act creating an

interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending the lines for an additional ward for the city of Manchester.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Commission Appointed.* An interim commission consisting of eleven residents of the city of Manchester shall be appointed for the purpose of redistricting the ward lines, allocating polling places and, if necessary, recommending an additional ward for the city of Manchester. Of said commission of eleven members no more than three shall be members of the Board of Aldermen and, unless they decline the appointment, one member shall be the City Clerk and two shall be members of the Senate. The Chairman of the Manchester City Delegation of the House of Representatives shall be a member of this commission and shall appoint the remaining members to the commission. The commission shall select a chairman from among their members and shall serve without compensation but shall be reimbursed for their necessary expenses when engaged in the business of the commission, provided however, that the commission may compensate its Clerk, who may be a member of the commission for his services.

2. *Duties.* The duties of the commission shall be to redistrict the ward lines and allocate the polling places in the city of Manchester in a fair and equitable manner and, if necessary, recommend additional ward of wards.

3. *Appropriation.* There shall be appropriated from the general funds of the city of Manchester the sum of twenty-five hundred dollars ($2500.) or so much thereof as may be necessary for technical assistance and the actual expenses of the commission which shall be spent under the authority of the full commission.

4. *Condition.* If the commission fails to present a report or the board of Mayor and Aldermen fail to approve the revision as submitted by the commission to said board of Mayor and Aldermen not later than December 1, 1958, then the matter shall be referred to the Manchester Delegation in the 1959 legislature for their first order of considration.

5. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. King of Manchester offered the following amendment to the amendment:

Amend said bill by striking out section 4 and inserting in place thereof the following new section:

4. *Filing Recommendations.* On or before January 8, 1959, the commission shall file its recommendations with the Manchester Delegation in the 1959 legislature for their first order of consideration.

Mr. King of Manchester spoke in favor of the amendment to the amendment.

Mr. Soucy of Manchester, Ward 1, moved that further consideration of Senate Bill No. 159 be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Mr. Soucy of Manchester, Ward 1, spoke in favor of the motion.

(Mr. Lamprey of Moultonborough in the Chair)

Mr. Pillsbury of Manchester, Mr. King of Manchester and Mrs. Dondero of Portsmouth spoke against the motion.

On a *viva voce* vote the motion to indefinitely postpone did not prevail.

The question being on the amendment to the amendment.

On a *viva voce* vote the amendment to the amendment was adopted.

Mr. Soucy of Manchester, Ward 1, offered the following further amendment to the amendment:

Amend said bill by striking out section 3 and renumbering sections 4 and 5 to read 3 and 4.

The question being on the amendment to the amendment.

Mr. Soucy of Manchester, Ward 1, spoke in favor of the amendment to the amendment.

Messrs. Craig and Pillsbury of Manchester spoke against the amendment to the amendment.

Mr. Soucy of Manchester, Ward 1, requested a division.

A division being had the results were so manifestly in the negative that the amendment to the amendment was not adopted.

The question now being on the amendment offered by the committee, as amended.

On a *viva voce* vote the amendment as amended was adopted and the bill ordered to a third reading.

On motion of Mr. Pillsbury of Manchester the rules were so far suspended as to put Senate Bill No. 159, An Act establishing a new ward in the city of Manchester, on third reading and final passage at the present time by title only.

The bill was read a third time, passed, and sent to the Senate for concurrence in the House amendments.

Reconsideration

Mr. Craig of Manchester moved that the House reconsider its vote whereby it passed Senate Bill No. 159, An Act establishing a new ward in the city of Manchester.

On a *viva voce* vote the motion to reconsider did not prevail.

Report of Committee of Conference

The Committee of Conference on House Bill No. 291 entitled, An Act providing for salaries for classified state employees and salaries of unclassified state officials, having considered the same, report the same with the recommendation that the House of Representatives recede from its position of non-concurrence and concur in the adoption of the following amendments to the bill as proposed by the Senate:

The amendment to section 1 of said bill.

The amendment to section 3 of said bill.

The amendment to section 4 of said bill with the exception hereinafter provided.

The amendment to section 7 of said bill.

The amendment to section 9 of said bill.

The amendment to section 14 of said bill.

The amendment to said bill in the additions of sections 15, 16, 17 to the bill and the renumbering of section 15 of said bill to read section 18.

The Committee of Conference further recommends that

the House recede from its position of non-concurrence and the Senate recede from its position in adopting amendments to the following provisions of said bill and that the Senate and House concur in the adoption of the following amendments to said bill:

a Amend section 4 of said bill in the salary of the chairman, water resources board by striking out the figures "$7,670 — 8,840" and inserting in place thereof the figures, $8,268 — $9,516.

b. Amend section 5 of said bill by striking out the same and inserting in place thereof the following:

5. *Appropriation.* There is hereby appropriated for the fiscal year ending June 30, 1958, for salary increases provided for in section 4 the following sums: $162,947 from the general funds of the state, $10,146 from highway funds, $2,717 from fish and game funds and $2,831 from federal funds. Like amounts are hereby appropriated for the fiscal year ending June 30, 1959.

c Further amend said bill by striking out section 8 and inserting in place thereof the following.

8. *Engineering Positions.* Notwithstanding the provisions of section 1, engineering positions as may be approved by the governor and council shall have added to the respective salary ranges the following additional percentage increases:

Salary grades 11 to 14	20 per cent
Salary grades 15 to 18	15 per cent
Salary grades 19 to 24	10 per cent
Salary grades 25 to 30	5 per cent

The additional salary adjustment provided for in this section shall be a charge on the appropriations provided in section 3.

LUCIEN BERGERON,
J. C. CLEVELAND,
Conferees on the Part of the Senate.

ADA TAYLOR,
GEORGE W. SMITH,
FORREST B. COLE,
Conferees on the Part of the House.

Mrs. Taylor of Whitefield moved that reading of the report be dispensed with.

Mrs. Taylor of Whitefield explained the report.

On a *viva voce* vote the motion prevailed.

Mrs. Taylor of Whitefield moved that the House adopt the report of the Committee of Conference.

Mr. Angus of Claremont spoke in favor of the motion.

On a *viva voce* vote the motion to adopt the report prevailed.

Withdrawal of Notice of Reconsideration

Mr. McMeekin of Haverhill withdrew his notice of reconsideration of House Bill No. 291, An Act providing for salaries for classified state employees and unclassified state officials.

Committee Reports

Mr. Crowley of Manchester for the Special Committee consisting of the Delegation from the City of Manchester, to whom was referred House Bill No. 430, An Act relative to the school committee of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The undersigned, a minority of the special committee consisting of the delegation from the City of Manchester, to whom was referred House Bill No. 430, An Act relative to the school committee of Manchester, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend paragraph I of section 1 of said bill by inserting after the word "education" in the first and second lines the words, within the annual amount appropriated by the board of mayor and aldermen, so that said paragraph as amended shall read as follows:

I. All matters pertaining to public education within the annual amount appropriated by the board of mayor and aldermen, shall be under the control and administration of a school committee of seven members.

Amend paragraph II of section 1 of said bill by striking out the word "four" in the second line, and inserting in place

thereof the word, two, so that said paragraph as amended shall read as follows:

II. The school committee shall consist of seven members and each shall serve for a term of two years. One member shall be elected from two wards which for all purposes shall be considered a precinct for such election: Wards 1 and 2; wards 3 and 4, wards 5 and 9; wards 6 and 7; wards 8 and 14; wards 10 and 11; wards 12 and 13. The term of each member shall begin on the first day of January the year after the election.

Amend section 2 of said bill by striking out the word "fourth" in the last line and inserting in place thereof the word, second, so that said section as amended shall read as follows:

2. *First Election.* At the municipal election in 1957 seven members of the school committee shall be elected one from each ward-precinct and thereafter except in case of a vacancy, members shall be elected every second year.

Amend section 5 of said bill by striking out the word "five" in the third line and inserting in place thereof the word, three, so that said section as amended shall read as follows:

5. *Salaries.* Amend chapter 337, Laws of 1913 by inserting after section 11 the following new section. Sect. 11-a. The salary of each member of the school committee shall be three hundred dollars per year.

SAMUEL GREEN,
JOHN W. KING,
JOHN PILLSBURY,
A Minority of the Committee.

The reports were accepted.

Mr. Green of Manchester moved that the report of the minority "ought to pass with amendment" be substituted for the report of the majority "inexpedient to legislate."

The question being on the motion.

(Discussion ensued)

Messrs. Green and Pillsbury of Manchester spoke in favor of the motion.

Messrs. Gilmartin, Crowley and Soucy of Manchester spoke against the motion.

Mr. Soucy of Manchester, ward 1, moved that further consideration of House Bill No. 430 be indefinitely postponed.

Mr. Craig of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion to indefinitely postpone prevailed.

Reconsideration

Mr. Soucy of Manchester, ward 1, moved that the House reconsider its vote whereby it indefinitely postponed further consideration of House Bill No. 430, An Act relative to the school committee of Manchester.

On a *viva voce* vote the motion to reconsider did not prevail.

Introduction of Committee Reports Not Previously Advertised

On motion of Mr. Dana of Laconia the House voted to permit the introduction of the report from the Special Committee consisting of the members from the city of Laconia, on House Bill No. 451, An Act relating to the salaries of the board of supervisors of the city of Laconia, not previously advertised in the Journal.

Mr. Dana of Laconia, for the Special Committee consisting of the members from the city of Laconia, to whom was referred House Bill No. 451, An Act relating to the salaries of the board of supervisors of the city of Laconia, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by adding at the end thereof the words, and to the issuance of bonds in said city, so that said title as amended shall read as follows:

An Act relating to the salaries of the board of supervisors of the city of Laconia and to the issuance of bonds in said city.

Amend said bill by inserting after section 1 the following new section:

2. *Capital Improvements.* Amend section 2 of an act relative to appropriations for capital improvements in the city of Laconia, approved June 6, 1957, by striking out the words "and for the purchase of departmental equipment of a lasting character" so that said section as amended shall read as follows: 2. *Definition.* The words "capital expenditure" as

used in section 1 shall mean expenditure for the acquisition of land, for the construction, reconstruction, alteration and enlargement or purchase of public buildings, and for other public works or improvements of a permanent nature.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Dana of Laconia the rules were suspended, the bill read a third time by title only, passed and sent to the Senate for concurrence.

On motion of Mr. Tiffany of Concord the rules were suspended to permit the introduction of the report of the Special Committee consisting of the Committees on Judiciary and Appropriations on House Bill No. 449, An Act relative to agreement between towns in connection with federal or interstate flood control projects, not previously advertised in the Journal.

Mr. Rathbone of Exeter, for the Special Committee consisting of the Committees on Judiciary and Appropriations, to whom was referred House Bill No. 449, An Act relative to agreements between towns in connection with federal or interstate flood control projects, having considered the same, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the word "million" in the fourth line and inserting in place thereof the words, hundred thousand, so that said section as amended shall read as follows:

4. *State Guarantee.* In view of the general public benefits resulting from flood control in the state, the governor and council are authorized in the name of the state of New Hampshire to guarantee unconditionally, but at no time in excess of the total aggregate sum for the entire state of five hundred thousand dollars, the payment of all or any portion, as they may find to be in the public interest, of the principal of and interest on any bonds or notes issued by any municipality, town, city, county or district for purposes authorized by this act and the full faith and credit of the state are pleged

for any such guarantee. The state's guarantee shall be endorsed on such bonds or notes by the state treasurer; and all notes or bonds issued with state guarantee shall be sold (1) at public sealed bidding, (2) after publication of advertisement for bids, (3) to the highest bidder. Any and all such bids may be rejected and a sale may be negotiated with the highest bidder. In the event of default in payment of any such notes or bonds, the state may recover any losses suffered by it by action against the town as provided in RSA, 530.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Tiffany of Concord the rules were suspended, the bill read a third time by title only, passed and sent to the Senate for concurrence.

Reconsideration

Mr. Tiffany of Concord moved that the House reconsider its vote whereby it passed House Bill No. 449, An Act relative to agreement between towns in connection with federal or interstate flood control projects.

On a *viva voce* vote the motion to reconsider did not prevail.

Resolutions

Mr. Murch of Portsmouth offered the following resolution:

Whereas, today, July 30, 1957 is the 77th birthday of Harry A. Wood, Representative from Portsmouth, therefore be it.

Resolved, that we, the members of the House of Representatives, extend to our fellow member, our heartiest congratulations and best wishes for many more Happy Birthdays, and be it further

Resolved, that the Clerk of the House transmit to Representative Wood a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mr. Tiffany of Concord, for himself and the entire Concord Delegation, offered the following resolution:

Whereas, Arthur E. Bean, Sr., State Comptroller, is ill at the Concord Hospital, and

Whereas, he was a former representative from Concord, therefor be it

Resolved, that we, the members of the House of Representatives, extend to him our sympathy in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that the Clerk of the House transmit to Comptroller Bean a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Mrs. Dondero of Portsmouth offered the following resolution:

Whereas, the Portsmouth High School Baseball Team has won the championship in Class L Schools in the state for 1957, and

Whereas, this Baseball Team defeated the Vermont state champions, the baseball team from Burlington, and

Whereas, the star pitcher of the Portsmouth team, Roy Guptill, is the outstanding high school pitcher of the state, therefore be it

Resolved, that we, the members of the House of Representatives, congratulate and extend their heartiest congratulations to the Portsmouth High School Baseball Team, to Coach Robert M. Geib, and its Director of Athletics, George Ford, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to Portsmouth High School.

On a *viva voce* vote the resolution was unanimously adopted.

On motion of Mrs. Taylor of Whitefield the House adjourned from the morning session.

Afternoon Session

On motion of Mr. Pickett of Keene the rules of the House were so far suspended as to permit third reading of bills by title only and when the House adjourns today it be in honor of the birthday of Representative Harry A. Wood of Portsmouth to meet tomorrow morning at 11:00 o'clock.

Third Readings

Senate Bill No. 203, An Act relative to the appeal of Frederick C. Pearson, Jr. and Avis G. Pearson from taking and award by state of New Hampshire, was read a third time, passed and sent to the Senate for concurrence in the House amendment.

The following Senate bills were read a third time, passed and sent to the Secretary of State to be engrossed:

Senate Bill No. 140, An Act establishing the Berlin Airport Authority.

Senate Bill No. 162, An Act relating to the salaries of deputy registers of probate.

Senate Bill No. 163, An Act relating to the salaries of registers of probate.

On motion of Mrs. Miner of Meredith the House adjourned at 5:01 o'clock.

WEDNESDAY, JULY 31, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Acting Chaplain, Rev. Tom Tucker.

Our Father, God, Who guards constantly all Thy children, caring for them and working out Thy purpose among them, be near to us this day. We thank Thee, O Lord, for Thy abiding presence and help in these weeks of study and decision. We are grateful too, for knowing Thy forgiveness and renewing strength. Increase, we pray, the cohesiveness of this entire body, as each one prays for the others: Governor, Senate President, House Speaker, Senators, Representatives, various workers, and news reporters; make each one to know the part that he or she is to fill in the discharge of responsibility. Help us to grow strong in harmonious fellowship; thinking clearly together, acting purely from honest motives, showing sincerely our love for fellowman, and trusting securely in Thee that through Thy Son and the Holy Spirit Thy people may attain to full manhood and perfect joy. Amen.

Salute to the Flag

Mrs. Hayes of Portsmouth led the Convention in the salute to the flag.

House

Introduction of Guest

The Chair introduced Mr. Edward Bivohene of Ghana, West Africa a graduate of Oxford University, England, as a guest of the House sponsored by Mr. Pryor of Ashland.

Leaves of Absence

Mr. Hunter of Hampton was granted a leave of absence for today and tomorrow on account of important business.

Mr. Fortin of Greenville was granted a leave of absence for today and tomorrow on account of important business.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it concurred with the Honorable Senate in its amendments to House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

The question being on the motion.

(Discussion ensued)

Messrs. McMeekin of Haverhill and Angus of Claremont spoke in favor of the motion.

On a *viva voce* vote the motion to reconsider prevailed.

Mr. McMeekin of Haverhill moved that the House nonconcur in the Senate amendments to House Bill No. 86 and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. McMeekin of Haverhill, Angus of Claremont and King of Manchester as conferees on the part of the House.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments, the Senate asks the concurrence of the House of Representatives:

House Bill No. 269, An Act relative to motor vehicle road tolls and to maintenance allotments by state for class IV and class V highways.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Motor Vehicle Road Tolls.* Amend RSA 265 by inserting after section 5 the following new section: 265:5-a. *Additional Toll.* In addition to the motor vehicle road tolls now imposed pursuant to the provisions of section 4 hereof and the supplemental road toll now imposed pursuant to the provisions of section 5 hereof an additional road toll of one cent per gallon is hereby imposed, for a period of forty-eight months beginning September 1, 1957, for the purposes of this chapter. During the said period of forty-eight months the motor vehicle road tolls of this state shall total six cents per gallon.

Amend said bill by inserting after section 2 the following new section:

3. *Town Road Aid.* Amend subsection (a) of RSA 241:2 (supp) as amended by 1955, 333:3 by striking out the words "nine hundred thousand dollars" and inserting in place thereof the words, one million, one hundred thousand dollars, so that said subsection as amended shall read as follows (a) *Apportionment A.* The commissioner shall apportion, on the basis of a sum of not less than one million, one hundred thousand dollars, to each city, town and unincorporated place, an amount based on the proportion which the mileage of the regularly maintained Class IV and Class V highways in that city, town or unincorporated place as of January 1 of the previous year, bears to the total mileage of the regularly maintained Class IV and Class V highways in the state as of that date. Any city or town issuing bonds or long term notes to accelerate the improvement of its Class IV and Class V highways may apply any part of the funds herein apportioned, for a period not to exceed five years or with the approval of the commissioner for a period not to exceed ten years, to aid in the retirement of such bonds or notes:

Further amend said bill by renumbering section 3 to read section 4.

Mr. McMeekin of Haverhill moved that the House concur in the amendments sent down from the Honorable Senate.

At the request of Mr. Deans of Milford, Mr. McMeekin of Haverhill explained the Senate amendments.

On a *viva voce* vote the motion to concur prevailed.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 147, An Act relative to the employment of children.

The Senate message further announced that the Senate had voted to refer the following entitled bill to the Legislative Council:

House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 133, An Act to provide for the registration of private nursery schools and kindergartens.

House Bill No. 444, An Act relative to a study of procedures for making up checklists.

Proposed Bill Printed

Mr. Pickett of Keene moved that a proposed bill be printed in today's Journal with the understanding that he will move to suspend the rules to permit its introduction tomorrow.

On a *viva voce* vote the motion prevailed and the Chair ordered that the following proposed bill be printed:

1. *Operation of Motor Vehicles.* Amend section 4 of chapter 117, Revised Laws, as amended by chapter 125, Laws of 1953 (section 6, chapter 261 RSA) by striking out said section and inserting in place thereof the following: 4. *Age Limit.* On and after the effective date of this act no license to operate motor vehicles shall be issued to a minor who has arrived at the age of sixteen years but has not reached the age of eighteen years. The commissioner may issue such special

junior operator's licenses upon the payment of the same fee as for an operator's license but said license shall be specially marked. Any holder of a junior operator's license who is convicted of any violation under this title shall have his license suspended by the commissioner. Any person whose junior's operator's license is under suspension by order of the commission may, upon reaching the age of eighteen, apply for an operator's license which may be granted at the discretion of the commissioner. This section shall not de deemed to abrogate any other action the commissioner may take under this title relative to the suspension or revocation of licenses for any cause and other sections of this title relative to suspensions and revocation of licenses and rights of operation of motor vehicles shall be deemed applicable to the holders of junior operator's licenses. It shall be unlawful for any person under eighteen years of age to operate a motor vehicle on the highways of this state except as provided in this section or in section 4-a.

2. *Application of Act.* The provisions of this act shall not be applicable to those minors between the ages of sixteen and eighteen years of age who hold operator's licnses as of the date of the passage of this act and nothing herein shall operate to revoke such licenses if otherwise in good standing.

3. *Takes Effect.* This act shall take effect sixty days after its passage.

At 11:35 o'clock the Chair declared a recess until 1:00 o'clock.

Recess

After Recess

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 429, An Act relative to election campaign receipts and expenditures, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence and concur with the Senate in the adoption of its amendments.

STEWART LAMPREY,
N. A. McMEEKIN,
SCOTT F. EASTMAN,
Conferees on the Part of the House.

ERASLEY C. FERGUSON,
CECIL C. HUMPHREYS,
Conferees on the Part of the Senate.

Mr. McMeekin of Haverhill moved that the House adopt the report of the Committee of Conference.

At the request of Mr. Pillsbury of Manchester, Mr. McMeekin of Haverhill explained the Senate amendments.

On a *viva voce* vote the motion to adopt the report prevailed.

The Committee of Conference, to whom was referred House Bill No. 376 entitled, "An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire," having considered the same reported the same with the recommendation that the House of Representatives recede from its position of non-concurrence in the following amendments to the bill as adopted by the Senate:

The total amount of appropriation for capital improvements in section 1.

The amendments to paragraph I State hospital in section 1.

The amendments to paragraph III Industrial school in section 1.

The amendments to paragraph IV Laconia State school in section 1.

The amendments to paragraph VI Administration and control in section 1.

The amendments to paragraph VII Department of education in section 1.

The amendments to paragraph VIII Forestry and recreation in section 1.

The amendments to paragraph XII Public works in section 1.

The change in the total appropriation for section 1.

The amendments to section 2 of the bill.

The amendments to section 3 of the bill.

The Committee of Conference further recommends that the Senate recede from its position in the adoption of its further amendments, that the House recede from its position of non-concurrence in said amendments and that the House and Senate concur in the adoption of the following amendments to the bill:

Amend said bill by striking out section 4.

Amend said bill by striking out section 5 and inserting in place thereof the following, renumbering section 4:

4. *Powers of Governor and Council.* The governor and council are hereby authorized and empowered:

I. To establish the priority of undertaking any projects hereinbefore enumerated;

II. To transfer funds from any project named in section 1 to any other project in the same section and to transfer funds from any project named in section 2 to any other project in said section;

III. To delete projects or parts of projects provided such deletion is for the public good or is necessary to keep within the funds appropriated;

IV. To substitute emergency long term repairs projects for any of the projects hereinbefore enumerated if such substitution is necessary for the public good; and

V. To cooperate with and enter into such agreements with the federal government or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

VI. To authorize expenditures by the public works division, of revenue in excess of appropriations and estimates as shown in sections 1, 2, and 3.

Amend said bill by renumbering section 6 to read section 5.

Amend section 7 of said bill by striking out the same and inserting in place thereof the following, renumbered section 6:

6. *Borrowing Power.* To provide funds for the appropriation made in section 1 hereof, the state treasurer is hereby authorized, under direction of the governor and council, to borrow upon the credit of the state not exceeding the sum of

two million, three hundred forty-three thousand one hundred fourteen dollars ($2,343,114); to provide funds for the appropriations made in section 2 hereof not exceeding the sum of four hundred ten thousand five hundred dollars ($410,500); to provide funds for the appropriation made in section 3 hereof the sum not exceeding six hundred eighty-eight thousand two hundred dollars ($688,200) and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire. The governor and council shall determine the form of such bonds or notes, their rate of interest, the date when interest shall be paid and the time or times of interest. Such bonds or notes shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of the faith and credit of the state.

Amend sections 8, 9 and 10 by renumbering the same to read sections 7, 8 and 9.

Amend section 11 of said bill by striking out the same and inserting in place thereof the following, renumbered section 10:

10. *Short Term Notes.* Prior to the issuance of the bonds or notes hereunder, the treasurer, under the direction of the governor and council, may for the purpose hereof borrow money from time to time on short term loans, which may be refunded by the issuance of the bonds or notes hereunder. Provided, however, that at no time shall the indebtedness of the state on short term loans, exceed the following sums: (1) not exceeding the sum of two million, three hundred forty-three thousand, one hundred fourteen dollars for borrowing to provide funds for the purposes of section 1, (2) not exceeding the sum of four hundred ten thousand five hundred dollars for borrowing to provide funds for the purposes of section 2; and (3) not exceeding the sum of six hundred eighty-eight thousand two hundred dollars for borrowing to provide funds for the purposes of section 3.

Further amend said bill by renumbering sections 12, 13, 14, 15 to read sections 11, 12, 13, and 14.

FORREST W. HODGDON,
LAURIER LAMONTAGNE,
Conferees on the Part of the Senate.

KENNETH C. BELL,
AGENOR BELCOURT,
FORREST B. COLE,
Conferees on the Part of the House.

Mr. Bell of Plymouth moved that reading of the report be dispensed with.

Mr. Bell of Plymouth explained the report.

On a *viva voce* vote the motion prevailed.

Mr. Bell of Plymouth moved that the House adopt the report of the Committee of Conference.

The question being on the motion.

Mr. Pillsbury of Manchester spoke against the report.

On a *viva voce* vote the motion to adopt the report prevailed.

Senate Message

The Senate has voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 203, An Act relative to the appeals from assessment of damage for highway layouts and special provisions for appeal in cases of Frederick C. and Avis G. Pearson and Festus S. and Valeda Thornton.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 449, An Act relative to agreements between towns in connection with federal and interstate flood control compacts.

House Bill No. 451, An Act relating to the salaries of supervisors of the city of Laconia and to the issuance of bonds in said city.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled bill and requests a Committee of Conference:

Senate Bill No. 159, An Act creating an interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending lines for an additional ward for the city of Manchester.

The President appointed Senator Packard and Senator Provost as Senate conferees on the Committee of Conference.

On motion of Mr. Craig of Manchester the House voted to accede to the request of the Honorable Senate and the Chair appointed Mrs. Ainley, Mr. Geisel and Mr. Craig, all of Manchester, as conferees on the part of the House.

Committee Reports

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 63, Joint Resolution relating to retired teachers study, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the legislative council be authorized and directed to make a study to determine the advisability and necessary means of providing an adjustment of retirement benefits for teachers retired prior to July 1, 1957, under the provision of the previous retirement law.

The report was accepted.

The question being on the amendment offered by the committee.

(Discussion ensued)

Mr. Walker of Concord spoke in favor of the amendment.

Messrs. Vaughan of Newport, Pillsbury of Manchester, Young of Pittsfield, Comi of Concord and Angus of Claremont spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

Mrs. Berry of Barrington offered the following amendment:

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That a committee of seven persons consisting of the governor or his representative, the president of the senate or his representative, the speaker of the house or his representative, one member appointed by the New Hampshire state education association, one member appointed by the trustees of the

teachers' retirement system of the state of New Hampshire, one member appointed by the New Hampshire retired teachers association and one member appointed by the New Hampshire State school board association, is hereby authorized and directed to commence a study to determine the advisability and necessary means of providing an adjustment of retirement benefits for teachers retired prior to July 1, 1957 under the provision of the previous retirement law. In the making of such study authority is hereby granted to procure competent legal and actuarial services and the sum of two thousand dollars is hereby appropriated for the study as directed, or as much thereof as may be necessary, such sum to be expended upon the order of the committee; and the governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The question being on the amendment.

Mrs. Berry of Barrington spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. McMeekin of Haverhill the rules were suspended and House Joint Resolution No. 63, Joint Resolution relating to retired teachers' study, was read a third time by title only, passed and sent to the Senate for concurrence.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 49, An Act relating to committals to Laconia State School.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relating to committals to Laconia State School and to the state dental board.

Amend said bill by striking out sections 3 and 4.

Amend said bill by inserting after section 2 the following new sections:

3. *State Dental Board.* Amend RSA 317 by inserting after section 1 the following new section: 317-a. *Expiration of Term of Office.* Appointment of members of the state dental board shall be for terms which expire as of July 15 of the respective year.

4. *Present Members of Board.* The term of office of the member of the state dental board which otherwise would expire as of March 14, 1958, is hereby extended to July 15, 1958; the term of office of the member which otherwise would expire as of March 14, 1959, is hereby extended to July 15, 1959 and the term of office of the member which otherwise would expire as of March 14, 1960 is hereby extended to July 15, 1960.

5. *Qualifications.* Amend RSA 317:2 by inserting at the end thereof the words, and shall be a member in good standing of the New Hampshire Dental Society, so that said section as amended shall read as follows: 317-2. *Eligibility.* Members of the board shall be actual residents of this state, shall have been for a period of five years legally engaged in the practice of dentistry in this state, shall be graduates from some reputable dental college and not in any way connected with, or interested in, any dental college or dental department or any institution of learning, and shall be a member in good standing of the New Hampshire Dental Society.

6. *State Board of Health.* The term of office of the additional member of the state board of health, as provided by 1957, 208, shall extend from the date of his appointment thereunder until January 30, 1964.

Further amend said bill by renumbering section 5 to read section 7.

The Clerk began to read the Senate amendments.

On motion of Mr. Sawyer of Brookfield further reading of the Senate amendments was dispensed with.

Mr. Sawyer of Brookfield moved that the House nonconcur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

On a *viva voce* vote the motion prevailed and the Chair appointed Messrs. Sawyer of Brookfield, Bouvier of Swanzey and Winston of Manchester as conferees on the part of the House.

Committee Reports

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 257, An Act relative to bounties on porcupines, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Monahan of Hanover moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mr. Monahan of Hanover, Mrs. Tolman of Nelson, Mr. Gay of New London, Miss Collyer of Lisbon, Mrs. Brungot of Berlin, Mr. Richardson of Randolph, Mrs. Davis of Concord, Mr. Gilmartin of Manchester and Mr. Crane of Washington spoke in favor of the motion.

Mr. Walker of Concord, Mr. Plumer of Bristol and Mrs. Atwood of Sanbornton spoke against the motion.

The question being on the motion to substitute "ought to pass" for "inexpedient to legislate."

On a *viva voce* vote the negative prevailed.

Mrs. Tolman of Nelson requested a division.

A division being had the results were so manifestly in the affirmative that the motion to substitute prevailed.

Mr. Monahan of Hanover offered the following amendment:

Amend section 3 of said bill by striking out the word "ten" in the first line and inserting in place thereof the word, five, so that said section as amended shall read as follows:

2. *Appropriation.* The sum of five thousand dollars for the fiscal year ending June 30, 1958 and a like sum for the year ending June 30, 1959, are hereby appropriated to be expended by the state treasurer for the payment of bounties hereunder. The governor is authorized to draw his warrants

for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

The question being on the amendment.

On a *viva voce* vote the amendment was not adopted.

Mr. Plumer of Bristol offered the following amendment:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Porcupine Bounty.* Amend RSA 470:2 (supp) as amended by 1955, 238:1 by striking out said section and inserting in place thereof the following: 470:2. *Porcupines.* If any person shall kill a porcupine within the state and shall produce the head thereof to a fish and game warden of the state and shall prove to said warden that such porcupine was killed by him, the fish and game warden shall destroy the head so produced so that it cannot be offered again for bounty, and shall issue his certificate for payment of fifty cents for each porcupine so destroyed. Any person producing for bounty to a fish and game warden the head of a porcupine killed outside the limits of the town or city wherein he resides, shall be fined not less than ten dollars, or imprisoned thirty days, or both.

Further amend the bill by striking out section 2 and inserting in place thereof the following:

2. The state treasurer is authorized to pay such sums called for by such certificates out of the fish and game fund.

The question being on the amendment.

(Discussion ensued)

Messrs. Plumer of Bristol, Pickett of Keene and Young of Pittsfield spoke in favor of the amendment.

Mr. Kelley of Littleton spoke against the amendment.

Mr. Pillsbury of Manchester moved that House Bill No. 257 and pending amendment be indefinitely postponed.

The question being on the motion.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the motion.

Mrs. Tolman of Nelson and Mrs. Davis of Concord spoke against the motion.

Personal Privilege

Mr. Pickett of Keene rose on a point of personal privilege.

The question being on the motion to indefinitely postpone.

On a *viva voce* vote it appeared that the negative prevailed.

Mr. Pickett of Keene requested a division.

A division being had, 83 members having voted in the affirmative and 179 members having voted in the negative, the motion to indefinitely postpone did not prevail.

The question being on the amendment offered by Mr. Plumer of Bristol.

On a *viva voce* vote the affirmative prevailed.

Mrs. Tolman of Nelson requested a division.

A division being had, 137 members having voted in the affirmative and 109 members having voted in the negative, the amendment was adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mrs. Davis of Concord, for the Committee on Transportation, to whom was referred Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Automobile Registration Applications.* Amend RSA 260:44 by striking out said section and inserting in place thereof the following: 260:44. *Applications.* Every application filed with the commissioner under the provisions of this chapter or other laws and regulations relative to motor vehicle laws shall contain the words "This application is signed under the penalty of perjury." The commissioner, upon evidence satisfactory to him that the person who has made an application under the provisions of this chapter or other laws and regulations relative to motor vehicles has made any material false statement in such application, may, after hearing, suspend or revoke the license or certificate of registration issued to such person.

Amend section 5 of the bill by striking out said section and inserting in place thereof the following:

5. *Takes Effect.* The provisions of section 4 shall take effect as of April 1, 1958 and the remaining provisions of this act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

On motion of Mrs. Davis of Concord the rules were suspended, the bill read a third time by title only, passed and sent to the Senate for concurrence in the House amnedments.

Recess

(Mr. Deans of Milford in the Chair)

On motion of Mr. Green of Manchester the rules were suspended to permit the introduction of the following committee report, not previously advertised in the Journal.

Mrs. Martin of Littleton, for the Committee on Judiciary, to whom was referred Senate Bill No. 212, An Act relative to equalization of taxes in wards of cities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Equalized Valuation, in Wards.* During the year 1958 the state tax commission shall determine the equalized valuation of the property in the several wards of the cities of this state in the same manner as provided by paragraph V of RSA 71:11, as amended by 1957, 102:1, and such information shall be furnished as soon as available to the committee of the senate heretofore chosen to study the problem of redistricting the senatorial districts of the state.

2. *Appropriation.* The governor and council are hereby authorized to draw their warrant to cover the necessary expenses hereof from any money in the treasury not otherwise appropriated.

3. *Takes Effect.* This act shall take effect sixty days after its passage.

The report was accepted.

On a *viva voce* vote the amendment was adopted and the bill referred to the Committee on Appropriations under the rules.

On motion of Mr. Walker of Concord the rules were suspended to permit a public hearing on Senate Bill No. 212 on Thursday, August 1.

On motion of Mr. Green of Manchester the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Codding of Keene, for the Committee on Judiciary, to whom was referred Senate Bill No. 205, An Act relative to by-laws, officers and credit committee of credit unions, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 3 of said bill and inserting in place thereof the following:

3. *Appointive Officer.* Amend RSA 394 by inserting after section 25 the following new sections: 394:25-a. *Loan Officer.* When so provided by the by-laws the board of directors may, with the approval of the credit committee, appoint and may provide for the compensation of a loan officer to act under the supervision of the credit committee and such loan officer, when so appointed and when authorized by the credit committee, may make such loans as the credit committee shall have prescribed without the necessity for a meeting, or approval by any member of the credit committee. However, such loan officer shall not disapprove of any loan application. Any loan application rejected by the loan officer shall be referred to the credit committee for action. All loans made by the loan officer shall be approved by at least two-thirds of the credit committee within thirty-one days following approval by the loan officer.

349:25-b. *Acceptance of Provisions.* A credit union may amend its by-laws to provide for the appointment of a loan officer, as provided by RSA 394:25-a, at a special meeting of the members of the union in the same manner as provided for amending by-laws at an annual meeting.

The report was accepted.

On motion of Mr. Green of Manchester reading of the amendment was dispensed with.

Messrs. Green of Manchester and Hambleton of Goffstown spoke in favor of the amendment.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. Green of Manchester the rules were suspended and Senate Bill No. 205 was read a third time by title only, passed, and sent to the Senate for concurrence in the House amendments.

On motion of Mr. Eldredge of Exeter the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Wheeler of Keene, for the Committee on Municipal and County Government, to whom was referred Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mrs. Miner of Meredith the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mrs. Miner of Meredith, for the Committee on Ways and Means, to whom was referred Senate Bill No. 211, An Act relative to tax exemption for the blind, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mrs. Miner of Meredith the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Haley of Keene, for the Committee on Ways and Means, to whom was referred Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Income Taxes.* Amend RSA 77:25 by striking out said section and inserting in place thereof the following: 77:25. *Application for Abatement.* Upon written application therefor made by a taxpayer within three years from due date of the tax, that an overpayment of the tax was made, the tax commission upon proof thereof may abate the amount of such overpayment. The state treasurer, upon warrant from the commission or the court shall repay the taxpayer the amount of such overpayment. When an overpayment of the tax is refunded the amount thereof shall be withheld from any future distribution of the tax due to the town or city in which the taxpayer resided.

2. *Takes Effect.* This act shall take effect sixty days after passage.

On motion of Mrs. Miner of Meredith the reading of the amendment was dispensed with.

Mrs. Miner of Meredith explained the amendment.

Mr. Comi of Concord spoke against the amendment.

(Speaker in the Chair)

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mrs. Miner of Meredith the rules were suspended and Senate Bill No. 208 was read a third time by title only, passed and sent to the Senate for concurrence in the House amendment.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester, having considered the same, report the same with the following recommendations: That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and the following amendments be adopted:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Manchester Finance Commission.* Amend chapter 226 of the Laws of 1921 by inserting after section 6 the following new section: Section 6-a. Notwithstanding the other provisions of this chapter any resolution or ruling of the finance commission may be overruled by the affirmative vote of two-thirds of all the elected members of the board of aldermen of the city, provided however, that the mayor must concur with the two-thirds vote. A vote to overrule a decision of the finance commission shall be filed in the office of the city clerk.

2. *Referendum.* At the regular municipal election to be held in the city of Manchester in November, 1957, the city clerk then in office, shall cause to be included on the ballot then used the following question: "Shall the law establishing a finance commission for the city of Manchester be repealed?" Beneath this question shall be printed the word "yes" and the word "no" with a square immediately opposite each said word in which the voter may indicate his choice.

3. *Takes Effect.* The provisions of section 2 of this act shall take effect upon its passage and the provisions of section 1 shall take effect January 1, 1958.

JOHN PILLSBURY,
WM. H. CRAIG, JR.,
JOHN W. KING,
Conferees on the Part of the House.

BENJAMIN C. ADAMS,
PAUL H. DANIEL,
Conferees on the Part of the Senate.

On motion of Mr. Pillsbury of Manchester the House voted to adopt the report of the Committee of Conference.

Reconsideration

Mr. King of Manchester moved that the House reconsider its vote whereby it adopted the report of the Committee of Conference on House Bill No. 331, An Act relative to power of mayor and aldermen over Finance Commission in the city of Manchester.

On a *viva voce* vote the motion to reconsider did not prevail.

Committee Reports

On motion of Mr. Shattuck of Danville the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Shattuck of Danville, for the Special Committee consisting of the members from the county of Rockingham, to whom was referred House Bill No. 297, An Act relative to conveyance of land to the town of Nottingham, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the bill by striking out all after the title and inserting in place thereof the following:

Whereas, on December 28, 1955 the New Hampshire Electric Company conveyed certain land and other property in Nottingham, to the state of New Hampshire by quitclaim deed bearing that date and recorded in the Rockingham County Registry of Deeds on April 2, 1956, volume 1388, pages 433-451; and

Whereas, as a result of said conveyance the town of Nottingham has been deprived of a substantial portion of taxable property; and

Whereas, the town of Nottingham desires to have this land developed in such manner as to both increase its usefulness and enjoyment to the public and restore to the town some measure of taxable property, therefore

Be it Enacted by the Senate and House of Representatives in General Court convened:

1. *Study Group Established.* The Planning and Development Commission shall make a study of the most expeditious means of opening this area for development by either the state, the town of Nottingham, or private parties, or a combination of any of the same so as to provide taxable property to the towns concerned, public access to the lake for general recreational use, and utilization of such part of the area by other state departments as may be necessary or desirable. The speaker of the house shall appoint a resident of the area to assist the planning and development commission in their study.

2. *Public Hearing.* The planning and development commission shall hold at least one public hearing in the towns contiguous to the lake after due notice of such meeting has been posted for at least seven days in the town hall of such town.

3. *Report.* The planning and development commission shall submit recommendations and plans for the use and disposition of this land to the governor and council prior to January 1, 1958.

4. *Authorization Granted.* The governor and council are authorized to accept or reject any portion of this committee's report and put the same into operation.

5. *Sale of Land Authorized.* If the commission recommends the sale of any portion of this land the governor and council agree, then the governor and council are authorized to sell said land in such manner as is deemed to be in the best interest of the state.

6. *Disposition of Funds.* Any moneys received from the sale of land shall be used in satisfaction of expenditures in the following order: (1) To repay any moneys spent at the direction of the governor and council in preparing this land for sale to the public; (2) to reimburse the state treasury for money spent by the water resources board for repairs to said dam; (3) the balance shall be held by the state treasurer in a special fund until such time as the legislature passes legislation for its use. The treasurer shall report to the 1959 legislature any balance held in this fund.

7. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Shattuck of Danville the rules were suspended and House Bill No. 297 was read a third time, passed, and sent to the Senate for concurrence.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in

the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 236 (in new draft and new title), An Act relative to motor vehicle liability insurance and requirements as to financial responsibility.

Amend section 1 of said bill by striking out the words "where injury to person or damage to property results therefrom", wherever it occurs therein, so that said section as amended shall read as follows:

1. *Motor Vehicle Law Violations.* Amend RSA 268:3 by striking out said section and inserting in place thereof the following: 268:3. *Proof Required Upon Conviction.* Upon receipt of an abstract of the record in case of conviction of any person for (1) driving a motor vehicle, trailer, or semi-trailer while under the influence of intoxicating liquor or narcotic drugs, (2) failing to stop and report when involved in an accident, (3) homicide or assault arising out of the operation of a motor vehicle, trailer, or semi-trailer, (4) the second time for driving a motor vehicle, trailer, or semi-trailer at an excessive rate of speed, (5) the second time for driving a motor vehicle, trailer or semi-trailer in a reckless manner and a violation of such other of the provisions of any state law relative to motor vehicles as the commissioner shall determine, the commissioner shall forthwith suspend the license of the person so convicted and the registration certificates of any motor vehicle, trailer, or semi-trailer registered in the name of such person and require the surrender of the registration plates of any such vehicle, unless and until such person gives and thereafter maintains proof of his financial responsibility in the future. The commissioner may take action as required in this section upon receiving proper evidence of any such conviction of any person in another state.

Amend section 6 of said bill by striking out the last sentence thereof and inserting in place thereof the following: nothing contained in paragraph 8 hereof shall be so construed as to deprive an insured person in litigating his claim against an uninsured person from a right of trial by jury. If the form of policy authorized by paragraph 8 hereof does not contain an arbitration clause approved by the insurance commissioner, the insured may have the liability of the insurer

determined by a trial of the issues by the Superior Court Justice, so that said section as amended shall read as follows:

6. *Exceptions.* Amend RSA 268:8 (supp) as amended by 1955, 164:1 by striking out the subparagraph (d) so that said section as amended shall read as follows: 268:8. *Limitation of Operation.* The provisions of section 5 shall not apply: (a) to the owner of a motor vehicle, trailer, or semi-trailer operated by one having obtained possession or control thereof without his express or implied consent; (b) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident when the commissioner shall be satisfied that neither caused nor contributed to cause the accident, except that any such determination of satisfaction shall be reversed by the commissioner should any court subsequently render judgment based upon said accident against said operator or owner or both, in which event the commissioner shall forthwith suspend the license and registration certificate in accordance with the provisions of section 5; (c) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident that was caused by the criminal act of a third party, for which criminal act such other party has been convicted. Nothing contained in paragraph 8 hereof shall be so construed as to deprive an insured person in litigating his claim against an uninsured person from a right of trial by jury. If the form of policy authorized by paragraph 8 hereof does not contain an arbitration clause approved by the insurance commissioner, the insured may have the liability of the insurer determined by a trial of the issues by the Superior Court Justice.

Amend section 8 of said bill by striking out the same and inserting in place thereof the following:

8. *Form of Motor Vehicle Policy.* Amend RSA 268:15, by striking out said section and inserting in place thereof the following new section: RSA 268:15 *Policy, Form.* No motor vehicle liability policy, as defined in section 1, shall be issued or delivered in the state, until a copy of the form of the policy has been on file with the insurance commissioner for at least thirty days, unless during said period the insurance commissioner shall have approved in writing the form of the policy nor shall such policy be issued if the insurance commissioner

notifies the insurance company in writing that, in his opinion, the form of the policy does not comply with the laws of the state. Notification of his approval or disapproval shall be given in writing within said period. No such policy shall be issued or delivered in this state with respect to a motor vehicle, trailer or semi-trailer registered in this state unless coverage is provided therein or supplemental thereto in amounts or limits prescribed for bodily injury or death for a liability policy under this chapter, under provisions approved by the insurance commissioner, for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles, trailers, or semi-trailers and hit-and-run motor vehicles, trailers or semi-trailers because of bodily injury, sickness or disease, including death resulting therefrom. The insurance commissioner shall approve a form of policy which contains the name and address of the insured, a description of the motor vehicles and trailers or semi-trailers covered, with the premium charges therefor, the policy period, the limits of liability as between the insured and the insurance company, and an agreement that insurance is provided in accordance with and subject to the provisions of this chapter. The policy may provide that the insured, or any other person covered by the policy shall reimburse the insurance carrier for payment made on account of any loss or damage claim or suit involving a breach of the terms, provisions or conditions of the policy; and further, if the policy shall provide for limits in excess of the limits specified in this chapter, the insurance carrier may plead against any plaintiff, with respect to the amount of such excess limits of liability, any defenses which it may be entitled to plead against the insured, and any such policy may further provide for the prorating of the insurance thereunder with other applicable valid and collectible insurance.

Amend section 9 of said bill by striking out the same and inserting in place thereof the following:

9. *Required Provisions.* Amend the first paragraph of RSA 268:16 by inserting after the word "policy" in the first line the words, except as to coverage providing protection against uninsured motor vehicles, trailers and semi-trailers required by section 15 of this chapter, so that said paragraph as amended shall read as follows: A motor vehicle liability

policy, except as to coverage providing protection against uninsured motor vehicles, trailers and semi-trailers required by section 15 of this chapter, shall be subject, with respect to accidents which occur in New Hampshire and within limits of liability required by this chapter, to the following provisions which need not be contained therein:

Amend section 12 of the bill by striking out the same and inserting in place thereof the following:

12. *Takes Effect.* Provisions of this act shall take effect as of September 1, 1957. The provisions of RSA 268:15 as hereinbefore amended shall apply to all motor vehicle liability policies which are written, rewritten or renewed on or after September 1, 1957.

On motion of Mr. Crosby of Hillsborough reading of the Senate amendments was dispensed with and the House voted to non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference. The Chair appointed Messrs. Crosby of Hillsborough, Duke of Hanover and Craig of Manchester as conferees on the part of the House.

Recess

Personal Privilege

Mrs. Frizzell of Charlestown rose to a point of personal privilege.

On motion of Mr. Lamprey of Moultonborough the rules were so far suspended as to permit third reading and final passage of House Bill No. 257, Senate Bill No. 211 and Senate Bill No. 188 at the present time by title only.

House Bill No. 257, An Act relative to bounties on porcupines, was read a third time, passed, and sent to the Senate for concurrence.

The following Senate bills were read a third time, passed, and sent to the Secretary of State to be engrossed:

Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton.

Senate Bill No. 211, An Act relative to tax exemption for the blind.

Notice of Reconsideration

Mr. Pillsbury of Manchester served notice that today, or

some subsequent day, he will move that the House reconsider its vote whereby it passed Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers.

Communication

July 31, 1957

W. Douglas Scamman, Speaker
House of Representatives,
Concord, New Hampshire
DEAR DOUGLAS:

May I take this opportunity of thanking you and this House of Representatives for the beautifully engraved testimonial which was forwarded during my illness.

Also may I thank the Committee on Education for the good wishes expressed on their cards and for their flowers.

Sincerely yours,

EDWARD E. BROWN,
Representative from Keene.

Resolution

Mr. Varney of Rochester offered the following resolution:

Whereas, we have learned of the serious illness in Frisbee Memorial Hospital of C. Wesley Lyons of Rochester, and

Whereas, he is a former member of the Governor's council, and has held many other positions of public trust, therefore be it

Resolved, that we, the members of the House of Representatives, hereby extend our deep sympathy to him in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that the Clerk of the House transmit a copy of these resolutions to former Councilor Lyons.

On a *viva voce* vote the resolution was unanimously adopted.

(5 Minute Recess)

Senate Message

The Senate has passed a joint resolution with the following caption, in the passage of which it asks the concurrence of the House of Representatives:

Senate Joint Resolution No. 10, Joint Resolution relative to Mount Washington.

Senate Joint Resolution Read and Referred

Senate Joint Resolution No. 10, Joint Resolution relative to Mount Washington, was read a first and second time and referred to the Committee on Appropriations.

On motion of Mr. Walker of Concord the rules were suspended to permit a hearing on Senate Joint Resolution No. 10 on Thursday, August 1, at 10:00 A. M.

The Senate message further announced that the Senate had voted to non-concur with the House of Representatives in the adoption of its amendment to the following entitled bill and requests a Committee of Conference:

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

The President appointed Senator Cleveland and Senator Humphreys as Senate conferees on the Committee of Conference.

On motion of Mrs. Miner of Meredith the House voted to accede to the request of the Honorable Senate and the Chair appointed Mrs. Miner of Meredith and Messrs. Ingham of Winchester and Cilley of Concord as conferees on the part of the House.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 49, An Act relating to committals to Laconia State School.

The President appointed Senator DeLude and Senator Adams as Senate conferees on the Committee of Conference.

On motion of Mrs. St. Pierre of Rochester the House adjourned from the morning session.

Afternoon Session

On motion of Mrs. Miner of Meredith the House adjourned at 5:20 o'clock, to meet tomorrow morning at 11:00 o'clock.

THURSDAY, AUGUST 1, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by Guest Chaplain, Rev. John P. Mathis, Associate Minister of the South Congregational Church of Concord.

O Thou Who hast brought proud men to their knees, and hast raised up the humble to great wisdom and courage, we earnestly seek Thy presence here this day.

We ask that Thou would grant us the courage to see our task in the light of truth:

If we bring with us a hardened point of view, help us to stand outside it for a moment, and see that point of view as others see it; that we may understand both them and ourselves.

If we bring with us an elevated idea of our position in this body, then help us to see that, in truth, our role is the role of humble servants, with a duty to accomplish our very best for those whom we represent.

If we bring with us an idea that this is a hallowed place, or a place of greatness; then bring to us the wisdom to see that it is only so hallowed and great as the works that are accomplished here.

We know, O God, that we are human, and given to many faults; Therefore, we pray for the cleansing of our hearts by Thy Spirit, as we go about our work. Amen.

Salute to the Flag

Mr. McMeekin of Haverhill led the Convention in the salute to the flag.

House

Introduction of Guest

The Chair introduced Dr. David H. Chadwick of St. Louis, Missouri, as a guest of the House, sponsored by his father Mr. Chadwick of Sutton.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 236 (in new title and new draft), An Act relative to motor vehicle liability insurance and requirements as to financial responsibility.

The President appointed Senator Merrill and Senator Lamontagne as Senate conferees on the Committee of Conference.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 165, An Act to provide state aid for nursing education.

House Bill No. 217, An Act relating to school building aid.

House Bill No. 447, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1958 and providing funds for highway improvements.

House Bill No. 448, An Act making appropriations for the expenses of the department of public works and highways for the year ending June 30, 1959 and providing funds for highway improvements.

The Senate message further announced that the Senate had voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

The President appointed Senator Adams and Senator Caron as Senate conferees on the Committee of Conference.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 362, An Act relative to state aid to school districts.

Amend said bill by inserting after section 2 the following new section:

3. *Study.* The State tax commission shall study the reasons why any town has a tax rate of less than $2.50 per $100.00 of valuation as computed on its last assessed valuation as equalized by the commission, if the school district in that town receives aid under the terms of this act, and shall report its findings to the 1959 session of the general court.

Further amend said bill by renumbering section 3 to read section 4.

Mr. Vaughan of Newport moved that the House concur in the amendments sent down from the Honorable Senate.

Mr. Vaughan of Newport explained the Senate amendments.

On a *viva voce* vote the motion to concur prevailed.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 305, An Act relative to minimum wage law.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Special Cases.* Amend RSA 279:22 (supp) as amended by 1955, 288:1 by striking out said section and inserting in place thereof the following: 279:22. *Special Authorization in Certain Cases.* A person with less than six months' experience in an occupation, or a person whose earning capacity is impaired by age or physical or mental deficiency, or a person who is nineteen years of age or under or who is sixty-five years of age or over, may be paid not less than seventy-five cents per hour upon application to and authorization from the commissioner of labor.

Amend said bill by inserting after section 2 thereof, the following new section:

3. Amend RSA 171:19 by adding the following language at the end of said paragraph: Parolees participating in the rehabilitation program under the general supervision and direction of the Laconia state school are excluded from the provisions of RSA 279, as amended by 1955, 288:1, so that said section as amended shall read as follows:

171:19. *Parole.* The trustees may permit any inmate of the school to leave the institution on parole or change the conditions on which it is granted. They shall cause an investigation to be made prior to the granting of such parole, as to the home into which such inmate is to go if paroled, and other conditions and circumstances which may affect his or her welfare and behavior, and shall provide such supervision of paroled inmates as may be deemed necessary for their welfare. The trustees may revoke the parole and order the return of the inmate to whom it has been granted. No length of absence or parole shall operate as a discharge from the school. Parolees participating in the rehabilitation program under the general supervision and direction of the Laconia state school are excluded from the provisions of RSA 279, as amended by 1955, 288:1.

Further amend said bill by renumbering section 3 to read section 4.

Mr. Angus of Claremont moved that the House concur in the amendments sent down from the Honorable Senate.

Mr. Angus of Claremont explained the Senate amendments.

On a *viva voce* vote the motion to concur prevailed.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 49, An Act relating to committals to Laconia State School and to the state dental board, having considered the same, reported the same with the following recommendations:

That the House recede from its position of non-concurrence and concur with the Senate in the adoption of its amendment.

MARGARET B. DELUDE,
B. C. ADAMS,
Conferees on the Part of the Senate.

PATRICK J. WINSTON,
J. EDWARD BOUVIER,
HOWARD P. SAWYER,
Conferees on the Part of the House.

On motion of Mr. Sawyer of Brookfield the House voted to adopt the report of the Committee of Conference.

Withdrawal of Notice of Reconsideration

Mr. Pillsbury of Manchester withdrew his notice of reconsideration of Senate Bill No. 21, An Act relative to registration of motor vehicles by manufacturers or dealers.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 209, entitled An Act relating to deputy clerks of court and sheriff's services, having considered the same reported the same with the following recommendations:

That the House recede from its position in adopting its amendment, that the Senate recede from its position of non-concurrence in the House amendment, and further recommend that the Senate and House concur in the adoption of the following amendment to said bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relating to deputy clerks of the superior court.

Amend section 2 of said bill by striking out the same and by renumbering section 3 to read section 2.

JAMES C. CLEVELAND,
LOUIS W. PAQUETTE,
Conferees on the Part of the Senate.

MARTHA FRIZZELL,
ANGELINE ST. PIERRE,
BURNHAM B. DAVIS,
Conferees on the Part of the House.

On motion of Mrs. Frizzell of Charlestown the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has passed a bill with the following title, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 213, An Act relative to registration of voters in the city of Portsmouth.

Senate Bill Read and Referred

Senate Bill No. 213, An Act relative to registration of voters in the city of Portsmouth, was read a first and second time and referred to a Special Committee consisting of the members from the city of Portsmouth.

At the request of Mr. Foote of Portsmouth the Clerk read the bill in full.

Mr. Foote of Portsmouth moved that the order whereby Senate Bill No. 213 was referred to the Portsmouth Delegation be vacated and that the rules be suspended to put the bill on third reading and final passage at the present time by title only.

The question being on the motion.

(Discussion ensued)

Mr. Foote of Portsmouth spoke in favor of the motion.

Mrs. Dondero of Portsmouth spoke against the motion.

On a *viva voce* vote the motion prevailed and the bill was read a third time, passed and sent to the Secretary of State to be engrossed.

Concurrent Resolution

Mr. Pillsbury of Manchester offered the following concurrent resolution:

Be It Resolved, by the House of Representatives, the Senate concurring, that the following new joint rule is hereby adopted effective December 27, 1958.

13. *Effective Date of Bills.* All Senate and House bills, except laws solely appropriating money for ordinary or capital expenses of state departments or institutions, shall provide an effective date of sixty calendar days after the date of their enactment and no standing or special committee shall amend the effective date. Any bill requiring another effective date than prescribed herein may be amended on second reading by a majority vote of either the Senate or House and said amendment may provide for a bill to become effective on passage or on a specific date.

Mr. Pillsbury of Manchester moved that the rules be suspended to permit consideration of the concurrent resolution at the present time.

The question being on the motion.

Mr. Pillsbury of Manchester spoke in favor of the motion.

On a *viva voce* vote the motion prevailed.

The question being on the concurrent resolution.

On a *viva voce* vote the concurrent resolution was adopted.

Committee Reports

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out the word "twenty" in the first and fifth lines and inserting in place thereof the word, five, so that said joint resolution as amended shall read as follows:

That the sum of five thousand dollars is hereby appropriated to be expended under the direction of the Commissioner of Public Works for the purpose of the reconstruction of Fort at Number Four as an historical monument, under the following provisions: (a) the money so appropriated shall be expended for construction only (b) the full amount of five thou-

sand dollars shall be available for the project when the Old Fort Number Four Associates have completed construction to the amount of forty thousand dollars provided such construction has been completed by February 1, 1959. The governor is authorized to draw his warrants for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mrs. Gould of Wentworth's Location, for the Committee on Fish and Game, to whom was referred House Bill No. 325, An Act relative to hunting in the southern part of the state, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the title and inserting in place thereof the following:

An Act relating to fly fishing and the taking of Coturnix Quail.

Further amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Fly Fishing.* Amend RSA 207:1 by striking out said section and inserting in place thereof the following:

207:1. *Fly.* A hook dressed with feathers, fur, hair, tinsel, fibre, or similar material, to which lead, wire, plastic or rubber may be added in the dressing for the purpose of weight, but to which no spinner, spoon, attractor, lure or similar device is added. In waters open to fly fishing only, a weight may be attached to the line or leader in the form of a lead sinker.

2. *Taking of Quail.* Amend chapter 209 by adding after section 209:1 the following new section: 209:1-a. *Coturnix Quail.* Coturnix Quail may be taken and possessed during the month of October. No person may take more than eight birds in any one day or have in his possession more than eight birds.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Street of Sharon, for the Committee on Transportation, to whom was referred House Bill No. 381, An Act relative to call and demand transportation of passengers by motor vehicles, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the title thereof, and inserting in place thereof the following: An Act relative to the operation of motor vehicles, operation of motor vehicles by juveniles, and for the registration of motor cycles by manufacturers and dealers.

Amend the bill by striking out all after the enactment clause, and inserting in place thereof the following:

1. *Operation of Motor Vehicles.* Amend RSA 261 by inserting after section 19 the following new section: RSA 261:19-a. *Limitation.* The provisions of sections 17, 18 and 19 hereof shall not be deemed to authorize a person under sixteen years of age to operate a motor vehicle on the highways of this state.

2. *Issuance of Motor Vehicle Driving Licenses and Registrations.* Amend RSA:8-a, as inserted by section 3 of chapter 214 of the Laws of 1957, by striking out the word "minor" in line 3, and inserting in place thereof the word "juvenile," so that said section, as amended, shall read as follows: 214:3. *Issuance of Licenses and Registrations.* Amend RSA 260 by inserting after section 8 thereof the following new section: RSA 260:8-a. *Special Requirements.* No juvenile shall be issued a driving license or registration of a motor vehicle unless the person or persons legally liable for his support and care give written permission for the issuance of such license or registration, or insurance coverage is presented at the time of application.

3. *Motor Cycle Manufacturers and Dealers.* Amend RSA 260 by inserting after section 69 thereof the following new sections:

RSA 260:69-a. *Application.* A manufacturer or a

dealer in motor cycles may make application to the commissioner, upon blanks furnished and prescribed by him for that purpose, for a general distinguishing number for his motor cycles.

RSA:69-b. *Registration.* The commissioner may, if he is satisfied of the facts stated in such application, grant the same and issue to the applicant a certificate of registration containing the name, residence and address of such applicant and the general distinguishing number assigned and such other provisions as the commissioner may determine.

4. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 65, An Act for county cooperative extension work in agriculture and home economics, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mrs. Atwood of Sanbornton offered the following amendment.

Amend said bill by adding after the word "county" in the eighteenth line the following:

providing the funds made available under this act for six additional assistant agents shall be expended only for agents engaged in 4-H work.

The question being on the amendment.

(Discussion ensued)

Mrs. Atwood of Sanbornton and Messrs. Cole of Lebanon and Pillsbury of Manchester spoke in favor of the amendment.

Messrs. Brown of Strafford, Chandler of Bartlett, Davis of Conway and Perkins of Nottingham spoke against the amendment.

Mrs. Atwood of Sanbornton spoke a second time in favor of the amendment.

Mr. Deans of Milford spoke in favor of the amendment.

Mr. Brown of Strafford spoke a second time against the amendment.

The question being on the amendment.

On a *viva voce* vote the negative prevailed.

Mrs. Atwood of Sanbornton requested a division.

A division being had, 100 members having voted in the affirmative and 180 members having voted in the negative, the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Mr. Dugas of Nashua, for the Committee on Public Health, to whom was referred Senate Bill No. 196, An Act relative to qualifications for registration as pharmacists, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rowell of Newport, for the Committee on Appropriations, to whom was referred House Bill No. 344, An Act relative to the compensation of legislative attaches, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in the fifth line the figure "9" and inserting in place thereof the figure, 11, so that said section as amended will read as follows:

1. *Compensation of Attaches.* Amend RSA 14:24 (supp) as amended by 1955, 290:1 and 1955, 335:7 by striking out said section and inserting in place thereof the following: 14:24. *Attaches.* The compensation of the following attaches of the senate and house of representatives shall be, sergeant-at-arms, $11 a day; custodian of mails and supplies for the house, $9 a day; the senate messenger who acts as custodian of mail and supplies, $7.50 a day; messengers, assistant messengers, telephone messengers, library messengers, doorkeepers, wardens and assistant wardens, pages and chaplain, $7.50 a day; each for six days a week.

Further amend said bill by striking out section 3 and inserting in place thereof the following:

3. *Mileage Clerk.* Amend RSA 14:27 by striking out the word "eight" in the second line and inserting in place thereof the word, nine, by striking out the word "ten" in the fourth line and inserting in place thereof the word eleven, and by inserting after the word "day" in the fourth line the words, provided, that for every five regular sessions of service an additional one dollar a day shall be added until a maximum of thirteen dollars; so that said section as amended shall read as follows:

14:27. *Mileage Clerk.* The compensation of the mileage clerk of the house of representatives shall be as follows: nine dollars a day for the first session of service and fifty cents a day for each succeeding session of service until a maximum of eleven dollars a day, provided, that for every five regular sessions of service an additional one dollar a day shall be added until a maximum of thirteen dollars; each for six days a week.

The report was accepted.

The question being on the amendment offered by the committee.

Mr. Pillsbury of Manchester moved that the bill be recommitted to the Committee on Appropriations.

The question being on the motion.

(Discussion ensued)

Mr. Pillsbury of Manchester spoke in favor of the motion.

Mr. McMeekin of Haverhill spoke against the motion.

Mr. Pillsbury of Manchester withdrew his motion to recommit.

The question being on the amendment offered by the committee.

At the request of Mr. McMeekin of Haverhill, Mr. Clement of Rochester explained the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Danforth of Manchester offered the following amendment:

1. Amend sections 1 and 2 of said bill by striking out said sections and inserting in place thereof the following:

1. *Compensation of Attaches.* Amend RSA 11:24 (supp) as amended by 1955, 290:1 and 1955, 335:7 by striking out said section and inserting in place thereof the following: 14:24. *Attaches.* The compensation of the following attaches of the senate and house of representatives shall be, sergeant-at-arms, $9 a day; custodian of mails and supplies for the house, $9 a day; the senate messenger who acts as custodian of mails and supplies, $7.50 a day; messengers, assistant messengers, telephone messengers, library messengers, doorkeepers, wardens and assistant wardns, pages and chaplain, $7.50 a day; each for the number of days of each week that the General Court is actually in session.

2. *Longevity.* Amend RSA 14:25 by striking out said section and inserting in place thereof the following: 14:25. *Legislative Service Assistants.* The compensation of the legislative service assistants of the senate and house of representatives shall be as follows: For the chief assistant eleven dollars a day, provided, that for every five regular sessions of service, an additional one dollar a day shall be added until a maximum of fourteen dollars a day; for other assistants nine dollars a day for the first session of service, and fifty cents a day additional for each succeeding session of service until a maximum of eleven dollars a day, provided that for every five regular sessions of service an additional one dollar a day shall be added until a maximum of thirteen dollars a day; each for the number of days of each week that the General Court is actually in session.

2. Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Compensation of Mileage Clerk.* Amend RSA 14:27 by striking out said section and inserting in place thereof the following: 14:27. *Mileage Clerk.* The compensation of the mileage clerk of the house of representatives shall be as follows: nine dollars a day for the first session of service and fifty cents a day additional for each succeeding session of service until a maximum of eleven dollars a day, for the number of days each week that the General Court is actually in session.

The question being on the amendment.

(Discussion ensued)

Mr. Danforth of Manchester spoke in favor of the amendment.

Messrs. Sheridan of Berlin, Clement of Rochester, Pickett of Keene, McMeekin of Haverhill and Rowell of Newport spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

Rules Suspended

On motion of Mr. McMeekin of Haverhill the rules were suspended to permit third reading and final passage of House Bills Nos. 325, 381, 65 and 344 and House Joint Resolution No. 31, at the present time by title only.

Third Readings

The following House bills and House joint resolution were severally read a third time, passed and sent to the Senate for concurrence:

House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four.

House Bill No. 325, An Act relative to hunting in the southern part of the state.

House Bill No. 381, An Act relative to call and demand transportation of passengers by motor vehicle.

House Bill No. 65, An Act for county cooperative extension work in agriculture and home economics.

House Bill No. 344, An Act relative to the compensation of legislative attaches.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 236, entitled An Act relative to motor vehicle liability insurance and requirements as to financial responsibility, having considered the same, report the same with the following recommendations:

1. That the House of Representatives recede from its position of non-concurrence and concur with the following amendments to said bill adopted by the Senate.

The amendment to section 1 of said bill.
The amendment to section 8 of said bill.
The amendment to section 9 of said bill.
The amendment to section 12 of said bill.

2. The Committee of Conference further recommends that the House recede from its position of non-concurrence in the amendment to section 6 of said bill, that the Senate recede from its position in adopting its amendment to section 6 of said bill, and that the Senate and House concur in the adoption of the following amendment to said bill:

6. *Exceptions.* Amend RSA 268:8 (supp) as amended by 1955, 164:1 by striking out said section and inserting in place thereof the following: 268:8. *Limitation of Operation.* The provisions of section 5 shall not apply: (a) to the owner of a motor vehicle, trailer, or semi-trailer operated by one having obtained possession or control thereof without his express or implied consent; (b) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident when the commissioner shall be satisfied that neither caused nor contributed to cause the accident, except that any such determination of satisfaction shall be reversed by the commissioner should any court subsequently render judgment based upon said accident against said operator or owner or both, in which event the commissioner shall forthwith suspend the license and registration certificate in accordance with the provisions of section 5; (c) to either the owner or operator of a motor vehicle, trailer, or semi-trailer involved in an accident that was caused by the criminal act of a third party, for which criminal act such other party has been convicted. Nothing contained in section 15 hereof shall be so construed as to deprive an insured person in litigating his claim against an uninsured person from a right of trial by jury. If the form of policy authorized by section 15 hereof does not contain an arbitration clause approved by the insurance commissioner, the insured may have the liability of the insurer determined by a trial of the issues by the superior court justice. In the event of arbitration the insured shall not be required to advance costs, and at the conclusion of such arbitration the arbitration costs shall be divided equally between the insured and the insurer.

LAURIER LAMONTAGNE,
DEAN B. MERRILL,
Conferees on the Part of the Senate.
R. WAYNE CROSBY,
F. DUKE,
WM. H. CRAIG, JR.,
Conferees on the Part of the House.

Mr. Crosby of Hillsborough moved that the House adopt the report of the Committee of Conference.

At the request of Mr. Pillsbury of Manchester, Mr. Crosby of Hillsborough explained the report.

On a *viva voce* vote the motion to adopt the report prevailed.

Appointment

The Chair announced the appointment of Mr. Willey of Campton as his representative on the committee to procure a portrait of Captain Harl Pease, Jr. for the Pease Air Force Base in Newington.

Reconsideration

Mr. Clement of Rochester moved that the House reconsider its vote whereby it adopted the resolution of the Committee on Public Health that Senate Bill No. 196, An Act relative to qualifications for registration as pharmacists, is inexpedient to legislate.

On a *viva voce* vote the motion to reconsider did not prevail.

At 1:10 o'clock the Chair declared a recess until 2:00 o'clock.

Recess

After Recess

The House reconvened at 2:00 o'clock.

Mr. Craig of Manchester offered the following concurrent resolution:

Whereas, it appears that all necessary legislative work may be accomplished by Friday, August 2, next, therefore be it

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to final adjournment on Friday, August 2, next, at 5:00 o'clock in the afternoon, and be it further

Resolved, that on that date all reports, bills and joint resolutions, with the exception of those such as have been referred to the Legislative Council, Judicial Council and the next Legislature, be indefinitely postponed.

On a *viva voce* vote the concurrent resolution was adopted.

Committee Reports

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 194, An Act relative to political expenditures and contributions, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Eastman of Weare, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 166, An Act relating to the board of approval for bonds of state employees and officials, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bloomfield of Claremont, for the Committee on Military and Veterans' Affairs, to whom was referred Senate Bill No. 210, An Act relative to the military staff of the governor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of the bill by striking out all after the word "governor" so that said title as amended shall read as follows:

An Act relative to the military staff of the governor.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. Amend paragraph II of RSA 110-A:7 as inserted by 1957, 147, by striking out the same and inserting in place thereof the following:

II. Officers detailed from the national guard shall retain

their existing rank, and shall remain subject to duty as their services may be required by the governor as members of his staff. Officers or enlisted men or former officers or enlisted men appointed from the army, navy, marine corps, coast guard, or air force, or the various military reserve corps, shall be of the rank held or last held by them in these organizations, except that if the rank last held by a former member of the army, marine corps or air force is lower than colonel, such former member shall be commissioned in the rank of colonel; and that if the rank last held by a former member of the navy or coast guard is lower than captain, such former member shall be commissioned in the rank of captain. Except as provided above, civilians appointed to the military staff of the governor shall be commissioned in the rank of colonel or its naval equivalent, and shall not thereby be exempted from military duties. The twelve aides-de-camp shall hold office during the pleasure and not exceeding the term of office of the governor.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Rules Suspended

On motion of Mr. Gibson of Concord the rules were suspended to permit third reading and final passage of Senate Bills Nos. 194, 210 and 166 at the present time by titles only.

Third Readings

Senate Bill No. 194, An Act relative to political expenditures and contributions, was read a third time, passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 166, An Act relating to the board of approval for bonds of state employees and officials, was read a third time, passed, and sent to the Secretary of State to be engrossed.

Senate Bill No. 210, An Act relative to the military staff of the governor, was read a third time, passed, and sent to the Senate for concurrence in the House amendments.

Committee Reports

On motion of Mr. Lamprey of Moultonborough the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Lamprey of Moultonborough, for the Committee on Executive Departments and Administration, to whom was referred Senate Bill No. 191, An Act relative to economic growth survey, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Lamprey of Moultonborough the rules were suspended and Senate Bill No. 191, An Act relative to economic growth survey, was read a third time, passed and sent to the Secretary of State to be engrossed.

On motion of Mr. Green of Manchester the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mrs. Ainley of Manchester, for the Special Committee consisting of the Delegation from the city of Manchester, to whom was referred Senate Bill No. 169, An Act relative to arbitration for firemen and teachers in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, that the bill be referred to the Judicial Council,

Mr. King of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 169, An Act relative to arbitration for firemen and teachers in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, that the bill be referred to the Judicial Council,

The reports were accepted and the resolutions of the committees adopted.

On motion of Mr. Stearns of Durham the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Plumer of Bristol, for the Committee on Education, to whom was referred House Bill No. 35, An Act relative to the construction of a residence hall at Plymouth teachers college, and liquidation of bonds therefor, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act legalizing the school district meeting held on March 11, 1957 in the town of Hollis.

Further amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Proceedings Legalized.* The proceedings of the annual meeting of the Hollis School District held on March 11, 1957 and the district's authority to issue one hundred seven thousand dollars in school construction bonds, are hereby ratified, legalized and confirmed.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Stearns of Durham the rules were suspended and House Bill No. 35 was read a third time, by title only, passed, and sent to the Senate for concurrence.

(Mr. Lamprey of Moultonborough in the Chair)

On motion of Mr. Walker of Concord the rules were suspended to permit the introduction of the following three committee reports not previously advertised in the Journal:

Mr. Chandler of Bartlett, for the Committee on Appropriations, to whom was referred House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, having considered the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Clement of Rochester, for the Committee on Appropriations, to whom was referred Senate Bill No. 212, An Act relative to equalization of taxes in wards of cities, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of the bill by adding after the word "hereof" in the second line the words, not to exceed fifteen

hundred dollars, so that said section as amended shall read as follows:

2. *Appropriation.* The governor and council are hereby authorized to draw their warrant to cover the necessary expenses hereof not to exceed fifteen hundred dollars from any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

The Committee on Appropriations, to whom was referred Senate Joint Resolution No. 10, Joint Resolution relative to Mount Washington, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

On motion of Mr. Green of Manchester the rules were so far suspended as to put House Bill No. 53, Senate Bill No. 212 and Senate Joint Resolution No. 10 on third reading and final passage at the present time by title only.

Third Readings

House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, was read a third time, passed, and sent to the Senate for concurrence.

Senate Bill No. 212, An Act relative to equalization of taxes in wards of cities, was read a third time, passed, and sent to the Senate for concurrence in the House amendment.

Senate Joint Resolution No. 10, Joint Resolution relative to Mount Washington, was read a third time, passed and sent to the Secretary of State to be engrossed.

(Speaker in the Chair)

Committee Report

On motion of Mr. Eldredge of Exeter the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal:

Mr. Eldredge of Exeter, for the Committee on Municipal and County Government, to whom was referred Senate Joint

Resolution No. 9, Joint Resolution relative to a study of water supplies in the seacoast region of the state, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That, the legislative council is hereby directed to make a study of existing water systems and future developments in the seacoast region of the state embracing all towns in the area and the cities of Portsmouth, Dover and Somersworth. Said council shall present to the legislature of 1959 its recommendations in the form of proposed legislation for the establishment of a regional or inter-regional district or commission with proportional representation from the interested cities and towns, which district or commission shall have authority to control future metropolitan, area, or inter-municipal water supplies or systems to the end that cities and towns in the seacoast area shall be supplied with an adequate water supply for present and forseeable future needs for the development of said area.

That, there is hereby constituted a permanent seacoast water commission to consist of one representative from each city, town and water district in the seacoast area, and one representative from the University of New Hampshire, to be appointed by the governor with the advice and consent of the council, and each member to serve for one year and until his successor is appointed and qualifies. That, the commission shall have, with respect to the seacoast area, powers co-ordinate with those of the Water Resources Board under Title L of RSA chap. 481 and 482, and shall have the right to obtain technical information and assistance from any state board or agency.

The report was accepted.

Mr. Eldredge of Exeter moved that reading of the amendment be dispensed with.

Mr. Eldredge of Exeter explained the amendment.

On a *viva voce* vote the motion prevailed.

The question being on the amendment offered by the committee.

Mr. Mott of Newington offered the following amendment as a substitute for the amendment offered by the committee:

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the legislative council is hereby directed to make a study of existing water systems and future developments in the seacoast region of the state embracing all towns in the area and the cities of Portsmouth, Dover and Somersworth. Said council shall present to the legislature of 1959 its recommendations in the form of proposed legislation for the establishment of a regional or interregional district or commission with proportional representation from the interested cities and towns, which district or commission shall have authority to control future metropolitan, area or inter-municipal water supplies or systems to the end that cities and towns in the seacoast area shall be supplied with an adequate water supply for present and foreseeable future needs for the development of said area. There is hereby constituted an interim Seacoast Water Commission to consist of the chairman of the Water Resources Board and one representative from each city, town and water district in the seacoast area, and one representative from the University of New Hampshire, to be appointed by the governor with the advice and consent of the council, and each member to serve for two years and until his successor is appointed and qualified. The commission shall have, with respect to the seacoast area, the power and rights to represent the interests of the cities, towns and water districts in the seacoast area and of the University of New Hampshire, in connection with any future metropolitan area and inter-municipal water supplies and systems.

The question being on the substitution of the amendment offered by Mr. Mott of Newington for that offered by the committee.

On a *viva voce* vote the affirmative prevailed.

The question now being on the adoption of the substitute amendment.

On a *viva voce* vote the substitute amendment was adopted and the bill was ordered to a third reading.

On motion of Mr. Eldredge of Exeter the rules were suspended and Senate Joint Resolution No. 9 was read a third

time by title only, passed, and sent to the Senate for concurrence in the House amendment.

Motion to Suspend Joint Rule No. 12

Mr. Pickett of Keene moved that the joint rules of the House and Senate be suspended to permit the introduction of a bill not approved by the Rules Committee (said proposed bill having been printed in the Journal for Wednesday, July 31).

The question being on the motion.

(Discussion ensued)

Mr. Pickett of Keene spoke in favor of the motion.

(Mr. Green of Manchester in the Chair)

Mrs. Davis of Concord and Messrs. Craig of Manchester and King of Manchester spoke against the motion.

Mr. McCullough of Keene spoke in favor of the motion.

Mr. Pickett of Keene spoke a second time in favor of the motion.

Messrs. Washburn of Alstead and Healy of Manchester, ward 6, spoke against the motion.

The question being on the motion to suspend the joint rules.

The Speaker called for a division as required by Joint Rule 12.

A division being had, 121 members having voted in the affirmative and 138 members having voted in the negative, the motion did not prevail.

Mr. Pickett of Keene raised the question of a constitutional quorum.

(Speaker in the Chair)

The Chair called for a quorum count.

A quorum count being had the results revealed that 315 members were present.

The question being on the motion to suspend the joint rules.

Mr. Pickett of Keene demanded the yeas and nays, and the roll was called with the following result:

Yeas, 160

CHESHIRE COUNTY: Post, Clark of Harrisville, Spofford, Terrill, McCullough, Wheeler, Brown of Keene, Codding, Pickett, Oliver, Ostlund, Yardley, Eaton of Stoddard, Bouvier, Congdon, Ballam, Galloway, Terry, Ingham, Thompson of Winchester.

SULLIVAN COUNTY: Bloomfield, Bradbury, Monblo, Desnoyer, Davis of Cornish, Vaughan of Newport, Crane.

GRAFTON COUNTY: Willey, Graham of Canaan, Peabody, Duke, Hayward, Chamberlain, Collyer, Kelley of Littleton.

COOS COUNTY: Dussault, Fortier, Russell of Berlin, Sheridan, Brungot, Christiansen, Fontaine, Gagnon, Lacasse of Berlin, Alls, Graham of Gorham, Bushey, Hersom, Richardson, Stinson, Taylor.

ROCKINGHAM COUNTY: White of Atkinson, Prescott, Clark of Derry, Gay of Derry, Blair, Eastman of Kensington, Labranche, Sewall, Perkins, Barrett, Dondero, Payette, Wood, Foote, Murch, Dame, Joyce, Wardwell, Blaisdell, Russell of Portsmouth, Willis, Felch, Thorndike.

STRAFFORD COUNTY: Blanchette, Desjardins, Murphy, Brown of Durham, Francoeur, St. Pierre, Valliere, Maloomian.

BELKNAP COUNTY: Simoneau, Lucier, Burbank, Varrell.

CARROLL COUNTY: Davis of Conway.

MERRIMACK COUNTY: Baron, Kenevel, Allen, Lafford, Tiffany, Jewett, O'Neil, Comi, Sargent, Nutter, Burke of Franklin, Carpenter, DuDevoir, Mulaire, Woodbury, Young.

HILLSBOROUGH COUNTY: Jennings, Poore, Adams of Greenfield, Abbott, Paul, Ainley, Green, Pettigrew, Soucy of Manchester, ward 1, Danforth, Dewey, Geisel, Dwyer, Nerbonne, Sullivan, Nolan, Douville, Healy of Manchester, ward 5, Smith of Manchester, Walsh, Callahan, Clancy, Ecker, O'Connor, Leclerc of Manchester, ward 7, Tessier, Delisle, Morris, Gilmartin, Hurley, Martel of Manchester, ward 12, Nalette, Soucy of Manchester, ward 12, Dion of Manchester, Eaton of Mason, Peaslee of Merrimack, Cooper, Cummings, Saunders, Thibault of Nashua, Belcourt, Trombly, Ayers, Dufour, May-

nard, Dionne of Nashua, Chartrain, Ryan, Bouley, Dugas, Latour, Sabluski, Bouthillier, Thompson of New Ipswich, Dutton, Rice, Eastman of Weare.

Nays, 152

CHESHIRE COUNTY: Washburn, Pike, Smith of Hinsdale, Gordon, Winch, Bennett, Faulkner, Farr, Tolman, Swett of Sullivan.

SULLIVAN COUNTY: Frizzell, D'Amante, Reney, Brown of Newport, Karr of Newport, Chivers, Merrifield.

GRAFTON COUNTY: Pryor, Bucklin, Plumer, Sanborn of Endfield, Williams of Grafton, Nettleton, Monahan, Larty, McMeekin, Morse, Adams of Lebanon, Cole, Porter, Townsend, Whipple, Martin, Haskins, Bell, Loizeaux, Barney, Anderson, Sawyer of Woodstock.

COOS COUNTY: Rix, Keough, Cornelius, Swett of Lancaster, Potter, Kidder, Placy, Gould.

ROCKINGHAM COUNTY: Griffin, Persson, Tenney, Shattuck, Nickerson of East Kingston, Eastman of Exeter, Eldredge, Spollett, Sanborn of Hampton Falls, Battles, Parmenter, Sheehy, Cheney of Newton, Carter, Pinkham, Palmer, Hayes, Landrigan, Philbrick, Haigh.

STRAFFORD COUNTY: Berry, Leighton, Wiggin of Dover, LaBonte, Dunnington, Webb, Connell, Littlehale, Stearns, Drew, Moulton, Rolfe, Maxfield, Nelson of Rochester, Currier, Clement, Varney, Brown of Strafford.

BELKNAP COUNTY: Rollins, McAllister, Haggett, Lord, Lacaillade, McCarthy, Morin, Tilton, Karkagianis, Dana, Miner, Smith of Meredith, Atwood.

CARROLL COUNTY: Morrill, Chandler, Hill, Thompson of Effingham, Lamprey, Nickerson of Tamworth, Claflin.

MERRIMACK COUNTY: Phelps, Vaughn of Bow, Moore, Turner, Bates, Davis of Concord, Henry, Gibson, Lessels, Saltmarsh, Barnard, Cilley, Maxham, Walker, Mahoney, Bunten, Broadhurst, Leonard, Mason, Nelson of Hopkinton, Jenkins, Wilman, Thibeault of Pembroke, Ayer, Chadwick, Bigelow.

HILLSBOROUGH COUNTY: Bragdon, Wiggin of Bedford, Hambleton, Pickering, Crosby, Williams of Hollis, Gallagher,

Warren, Winston, Betley, Healy of Manchester, ward 6, Craig, King, Christy, Crowley, Deans, Falconer, Hutchinson, Brosnahan, Locke, Street.

Two-thirds of the whole number of elected members not having voted in the affirmative as required by Joint Rule No. 12, the motion to suspend the joint rules did not prevail.

Committee Reports

Mr. McCullough of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 56, Joint Resolution in favor of Angeline M. St, Pierre, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Mr. Jones of Lebanon moved that the words "ought to pass" be substituted for the words "inexpedient to legislate" in the committee's report.

The question being on the motion.

(Discussion ensued)

Mrs. St. Pierre of Rochester spoke in favor of the motion.

Messrs. Walker of Concord, Chandler of Bartlett and Crosby of Hillsborough spoke against the motion.

On a *viva voce* vote the motion to substitute did not prevail.

The question being on the resolution of the committee.

On a *viva voce* vote the resolution of the committee was adopted.

On the last two questions Mrs. St. Pierre of Rochester abstained from voting under Rule 17.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 124, An Act relative to motor vehicle driver training.

Amend section 1 of said bill by inserting in line 4 after the word "commissioner" the words, with the approval of gov-

ernor and council, so that said section as amended shall read as follows:

1. *Motor Vehicle Funds.* Amend RSA 262 by inserting after section 1 the following new section: 262:1-a. *Driver Training.* The net proceeds from service fees for initial number plates shall be expended by the commissioner with the approval of governor and council for the promotion of and instruction in safe motor vehicle driving. The commissioner is authorized to adopt rules and regulations for the purpose of carrying into effect the provisions of this section.

On motion of Mr. Walker of Concord the House voted to concur in the amendment sent down from the Honorable Senate.

Resolution

Mr. Geisel of Manchester offered the following resolution:

Resolved, that Samuel Green, member of the house of representatives from Manchester, and John King, member of the house of representatives from Manchester, are hereby authorized, together with five legal voters of the city of Manchester whom they may select, to make a study of the salaries paid and personnel problems of employees of the city of Manchester. Said special committee shall report the result of their findings to the board of mayor and aldermen on or before March 1, 1958. No city official or employee shall be selected as members of this special study committee.

The question being on the resolution.

Mr. Geisel of Manchester spoke in favor of the resolution.

Mr. Soucy of Manchester, Ward 1, spoke against the resolution.

Mr. Green of Manchester spoke in favor of the resolution.

Mr. Soucy of Manchester, Ward 1, spoke a second time against the resolution.

Mr. Pillsbury of Manchester moved that the resolution be committed to the Delegation from the city of Manchester.

Mr. Geisel of Manchester spoke against the motion.

Mr. Pillsbury of Manchester withdrew his motion to commit.

Mr. Soucy of Manchester, Ward 1, offered the following amendment:

Amend the resolution by striking out all after the word "Resolved" and inserting in place thereof the following:

That Samuel Green and John King, members of the House of Representatives from Manchester, are hereby authorized, together with five other Representatives from the city of Manchester whom they may select, to make a study of the salaries paid and personnel problems of employees of the city of Manchester. Said special committee shall report the result of their findings to the members of the House of Representatives from the city of Manchester on or before January 8, 1959.

The question being on the amendment.

Mr. Geisel of Manchester spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being on the resolution.

On a *viva voce* vote the resolution was adopted.

Mr. Soucy of Manchester, Ward 1, desired to be recorded as having voted in the negative.

Personal Privilege

Mr. Comi of Concord rose to a point of personal privilege.

Messrs. Bloomfield of Claremont and Pickett of Keene rose on points of personal privilege.

Senate Message

The Senate has voted to concur with the House of Representatives in its amendments to the following bills:

Senate Bill No. 205, An Act relative to by-laws, officers and credit committee of credit unions.

Senate Bill No. 212, An Act relative to equalization of taxes in wards of cities.

The Senate message further announced that the Senate had voted to adopt the reports of the Committees of Conference on the following entitled bills:

House Bill No. 236, An Act relative to motor vehicle liability insurance and requirements as to financial responsibility.

Senate Bill No. 209, An Act relating to deputy clerks of the superior court.

The Senate message further announced that the Senate

had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Bill No. 83, An Act relative to misrepresentations by minor for the purpose of purchase of liquor or beverages.

House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville.

House Joint Resolution No. 20, Joint Resolution for appropriation for carrying out provisions of statute relative to regional agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club.

House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed.

House Joint Resolution No. 45, Joint Resolution relative to a survey of facilities at Echo Lake—Cathedral Ledge State Park in North Conway and surrounding area.

House Joint Resolution No. 63, Joint Resolution relating to retired teachers.

The Senate message further announced that the Senate had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 49, An Act relating to committals at Laconia state school and to the state dental board.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following Senate bill:

Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers and dealers.

Reports of Committee on Engrossed Bills

Mr. Eaton of Stoddard, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 133, An Act to provide for the registration of private nursery schools and kindergartens.

House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws.

House Bill No. 406, An Act to establish the New Hampshire Distributing Agency.

Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or re-elect a teacher.

Senate Bill No. 101, An Act relative to jurisdiction of the forestry and recreation commission over certain islands in great ponds.

House Bill No. 449, An Act relative to agreements between towns in connection with federal or interstate flood control projects.

Mrs. Palmer of Plaistow, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 269, An Act relative to motor vehicle road tolls and to maintenance allotment by state for class IV and V highways.

House Bill No. 291, An Act providing for salaries of classified state employees and salaries of unclassified state officials.

House Bill No. 436, An Act relative to marriage of epileptic persons.

House Bill No. 444, An Act relative to a study of procedures for making up check-lists.

Senate Bill No. 115, An Act to provide for the co-ordination of mutual aid in protection against fires.

Senate Bill No. 147, An Act relative to the employment of children.

Senate Bill No. 162, An Act relating to the salaries of deputy registers of probate.

Senate Bill No. 163, An Act relating to the salaries of registers of probate.

Senate Bill No. 203, An Act relative to appeals from assessment of damages for highway layouts and special provisions for appeal in cases of Frederick C. and Avis G. Pearson and Festus S. and Valeda Thornton.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 451, An Act relating to the salaries of the Board of Supervisors of the City of Laconia, and to the issuance of bonds in said city.

Senate Bill No. 140, An Act establishing the Berlin Airport Authority.

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank, and relative to legal investments for savings banks.

Recess

Senate Message

The Senate has passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriation.

Senate Bill No. 202, An Act relative to a study as to the feasibility of constructing a building for defective delinquents to serve three states.

Senate Bills Read and Referred

Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and approriation, was read a first and second time and referred to the Committee on Appropriations.

Senate Bill No. 202, An Act relative to a study as to the feasibility of constructing a building for defective delinquents to serve three states, was read a first and second time and referred to the Committee on Appropriations.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

Whereas, it appears that all necessary legislative work may be accomplished by Friday, August 2, next, therefore be it

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to final adjournment on Friday, August 2, next, at 5:00 o'clock in the afternoon, and be it further

Resolved, that on that date all reports, bills and joint resolutions, with the exception of those such as have been re-

ferred to the Legislative Council, Judicial Council and the next Legislature, be indefinitely postponed.

On motion of Mrs. Atwood of Sanbornton the House adjourned from the morning session.

Afternoon Session

On motion of Miss Loizeaux of Plymouth the House adjourned at 6:00 o'clock, to meet tomorrow morning at 11:00 o'clock.

FRIDAY, AUGUST 2, 1957

The House met at 11:00 o'clock.

Joint Convention

Prayer was offered by the member from Lancaster, Mr. Cornelius.

Gracious Father, since it is of Thy mercy that another day is added unto our lives; help us to here dedicate both our souls and bodies to Thee and Thy service, in a sober, righteous and godly life; in which resolution, do Thou O merciful God, confirm and strengthen us, and particularly for the tasks of the present day. Keep us temperate in all things, and diligent in our varied activities in this legislative body. Give us grace to be just and upright in our relationship with one another; but while we care for what will be pleasing to others and aid us to live and walk in harmony with them, may we never forget, our God, to above all else, strive more for what will please Thee. Through Jesus Christ our Lord. Amen.

Salute to the Flag

His Excellency, Governor Lane Dwinell led the Convention in the salute to the flag.

House

Senate Message

The Senate has voted to concur with the House of Representatives in its amendments to the following joint resolution:

Senate Joint Resolution No. 9, Joint Resolution relative to a study of water supplies in the seacoast region of the state.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 35, An Act legalizing the school district meeting held March 11, 1957 in the town of Hollis.

House Bill No. 381, An Act relative to the operation of motor vehicles, operating motor vehicles by juveniles, and for registration of motorcycles by manufacturers and dealers.

Committee Report

On motion of Mr. Walker of Concord the rules were suspended to permit the introduction of the following committee report without formal hearing and without advertisement in the Journal.

Mr. Cole of Lebanon, for the Committee on Appropriations, to whom was referred Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriations, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 3 and inserting in place thereof the following:

3. The sum of three thousand one hundred dollars is hereby allowed Maurice J. Murphy as Senate legislative counsel; the sum of three hundred dollars is allowed to George Ray, clerk of the House, in addition to his regular salary as such clerk; sums allowable for overtime for employees of the department of attorney general pursuant to RSA 14:38 as authorized by the House Appropriations Committee are hereby approved, said sums to be a charge on the legislative appropriation.

The report was accepted.

The question being on the amendment.

At the request of Mr. Pillsbury of Manchester, Mr. Rowell of Newport explained the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. White of Concord offered the following further amendment.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *General Court.* Amend RSA 14:15 (supp) as amended by 1955, 228:1 by striking out said section and inserting in place thereof the following: 14:15. *Travel Allowance to Members.* A member of the general court shall be allowed for mileage per mile of the round trip to and from his town or city ward each day of attendance at the following rates, for the first forty-five miles or portion thereof, nine dollars per day, for the next twenty-five miles, eight cents per mile, for the next twenty-five miles, six cents per mile, and for all miles in excess of ninety-five miles, five cents per mile. Each member of the House of Representatives shall present evidence of his attendance by signing in person the roll provided for that purpose and by complying with such other regulations with respect thereto as the House may from time to time adopt. Any member of the general court absent for and cause from such attendance shall not be allowed mileage for the day he is so absent.

The question being on the amendment.

At the request of Mr. McMeekin of Haverhill, Mr. White of Concord explained the amendment.

Messrs. McMeekin of Haverhill, Walker of Concord, Tiffany of Concord, and Allen of Concord spoke against the amendment.

On a *viva voce* vote the amendment was not adopted.

The question being, Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. McMeekin of Haverhill, the rules were suspended and Senate Bill No. 143 was read a third time by title only, passed and sent to the Senate for concurrence in the House amendment.

Reconsideration

Mr. McMeekin of Haverhill moved that the House reconsider its vote whereby it passed Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriation.

On a *viva voce* vote the the motion to reconsider did not prevail.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 399, An Act to authorize the employment of an additional assistant attorney general and clerical assistance for the law department.

Amend said bill by striking out the title thereof and inserting in place thereof the following:

An Act relative to the employment of an additional assistant attorney general and clerical assistance for the law department; relative to daily wages of inmates at the state prison and destruction of certain unnecessary state papers.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Clerical Assistants.* In addition to clerical assistants authorized for the office of the attorney general, the attorney general may employ one legal stenographer II.

Further amend said bill by striking out sections 4 and 5 and inserting in place thereof the following:

4. *Appropriation.* In addition to any appropriations made for the office of the attorney general there are hereby appropriated the following sums: For the fiscal year ending June 30, 1958, for personal services, the sum of $11,428 and for current expenses and equipment the sum of $2,000; for the fiscal year ending June 30, 1959, for personal services, the sum of $11,848 and for current expenses and equipment the sum of $2,500. The governor is authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

5. *State Prison.* The sum of $3,000 is hereby appropriated for the use of the state prison trustees to increase by five cents per day the wages paid to inmates at the state prison. The governor is authorized to draw his warrant for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

6. *Duties of Comptroller.* Amend RSA 8:6 by striking

out the same and inserting in place thereof the following: 8:6. *Disposal of Papers.* Notwithstanding any other provision of law, the comptroller upon the recommendation and with the approval of the department head may be authorized to destroy from time to time, any records, reports or miscellaneous papers relating to the operation of said state departments which, in the opinion of the department head and the comptroller are no longer of any value to the department or to the state. The provisions of this section shall not apply to the division of vital statistics in the department of health, nor to the office of the attorney general.

7. *Takes Effect.* This act shall take effect as of July 1, 1957.

On motion of Mr. Walker of Concord, the House voted to non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Messrs. Walker of Concord, Rowell of Newport and Belcourt of Nashua as conferees on the part of the House.

Communication

To the Honorable Speaker and Members
of the House of Representatives:

I hereby tender my resignation as a member of the abovenamed body, the same to take effect at the conclusion of the 1957 session.

Yours very truly,

THOMAS PRYOR.

On motion of Mr. Tiffany of Concord, the rules were suspended to dispense with reference of the letter to the Committee on Elections.

On motion of Mr. Tiffany of Concord, the House voted to accept Mr. Pryor's resignation, effective upon final adjournment of the 1957 session.

Senate Message

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

13. *Effective Date of Bills.* All Senate and House bills, except laws solely appropriating money for ordinary or capital expenses of state departments or institutions, shall provide an effective date of sixty calendar days after the date of their enactment and no standing or special committee shall amend the effective date. Any bill requiring another effective date than prescribed herein may be amended on second reading by a majority vote of either the Senate or House and said amendment may provide for a bill to become effective on passage or on a specific date.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution:

14. Whenever a Committee of Conference is requested by their branch and such request is acceded to by the other, The President of the Senate shall appoint two members of the Senate and the Speaker of the House shall appoint three members of the House to serve on such committee. The first named member of the branch making a request for the Committee of Conference shall be chairman of the committee. The report of the Committee of Conference shall be signed by each member of the committee.

At 11:40 o'clock the Chair declared a recess until 12:00 o'clock noon.

Recess

After Recess

The House reconvened at 12:00 o'clock noon.

Committee Report

On motion of Mr. Terry of Westmoreland the rules were suspended to permit the introduction of the following committee report not previously advertised in the Journal.

Mr. Terry of Westmoreland, for the Committee on Transportation, to whom was referred Senate Bill No. 19, An Act relating to transporter registration, having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Transporter Registration.* Amend RSA 260 by inserting after section 74 the following new sections:

260:75. *Application.* A transporter may make application to the commissioner for a general distinguishing number for transporter registration, upon blanks furnished by him for that purpose. The application shall contain, in addition to such other particulars as may be required by the commissioner, a statement of the name, residence and street address of the applicant with a brief description of his place of business. Such application shall contain the words, "This application is signed under the penalty of perjury." The proper fee shall be deposited before the application is granted.

260:76. *Registration.* The commissioner may, if he is satisfied of the facts stated in such application, grant the same and issue to the applicant a certificate of registration containing the name, residence, and address of such applicant and the general distinguishing number assigned and such other provisions as the commissioner may determine.

260:77. *Fee.* The fee for transporter registration shall be thirty-five dollars annually and all such registrations shall expire at midnight March thirty-first of each year. The holder of a transporter registration may obtain one additional set of number plates by depositing fifteen dollars with the commissioner.

260:78. *Plates.* The commissioner shall at the time of issuing a certificate to such transporter, furnish him with number plates of such material and design as the commissioner may prescribe.

260:79. *Use of Motor Vehicles; Trailers, Semi-Trailers and Tractors.* A transporter's registration may be used to transport and deliver a motor vehicle, trailer, semi-trailer or tractor owned by another person and when such transporter's registration is displayed thereon such motor vehicle, trailer, semi-trailer or tractor shall be deemed to be properly registered under the provisions of this title in the name of the transporter holding such registration. A transporter may use his own motor vehicle, trailer, semi-trailer or tractor registered under his transporter's registration for service in connection with his business, but he shall not use or permit to be used

his transporter's registration in the transportation of merchandise or freight for himself or any other person.

260:80. *Use of Plates.* A transporter shall not loan number plates which have been assigned to him under these provisions to any other "person" as defined in RSA 259:1, paragraph XXII.

260:81. *Limitation.* Any transporter having more than one place of business shall secure a separate certificate of registration for each place of business.

260:82. *Suspension of Transporter Registration.* Authority is hereby invested in the commissioner to suspend such registration for such period of time as the commissioner may determine providing he is satisfied the registration has been misused by the holder hereof and such registration shall not be restored until the commissioner is satisfied there will be no further misuse of said registration.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Soucy of Manchester, Ward 1, the rules were suspended and Senate Bill No. 19, An Act relating to transporter registration, was read a third time by title only, passed and sent to the Senate for concurrence in the House amendments.

Two Minute Recess

Senate Message

The Senate has voted to accede to the request of the House of Representatives for a Committee of Conference on the following entitled bill:

House Bill No. 399, An Act relative to the employment of an additional assistant attorney general and clerical assistance for the law department.

The President has appointed as members on the part of the Senate, on such committee, Senator Rainie and Senator Packard.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 399, An Act relative to the employment of an additional assistant attorney general and clerical assistance

for the law department; relative to daily wages of inmates at the state prison and destruction of certain unnecessary state papers, having considered the same, report the same with the following recommendation: That the House recede from its position of non-concurrence and concur with the Senate amendments for sections 3, 4 and 5 of the bill, that the Senate recede from its position in adopting section 6, and further recommend that the Senate and House concur in the adoption of the following amendments to the bill:

Amend said bill by adding after section 5 the following new section:

6. *Takes Effect.* This act shall take effect as of July 1, 1957.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the employment of an additional attorney general and clerical assistance for the law department; relative to daily wages of inmates at the state prison.

HERBERT W. RAINIE,
NORMAN A. PACKARD,
Conferees on the Part of the Senate.
SHELBY O. WALKER,
AGENOR BELCOURT,
JESS ROWELL,
Conferees on the Part of the House.

On motion of Mr. Rowell of Newport the House voted to adopt the report of the Committee of Conference.

Senate Message

The Senate has voted to concur with the House of Representatives in its amendments to the following bill:

Senate Bill No. 19, An Act relating to transporter registration.

Report of the Committee on Engrossed Bills

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House bills:

House Bill No. 49, An Act relating to committals to Laconia State School and relative to the state dental board.

House Bill No. 83, An Act relative to misrepresentation by minor for the purpose of purchase of liquor or beverages.

House Bill No. 124, An Act relative to motor vehicle driver training.

House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville.

House Bill No. 447, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1958, and providing funds for highway improvements.

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and captioned House joint resolutions:

House Bill No. 165, An Act to provide state aid for nursing education.

House Bill No. 448, An Act making appropriations for the expenses of the Department of Public Works and Highways for the year ending June 30, 1959, and providing funds for highway improvements.

Senate Bill No. 213, An Act relative to registration of voters in the city of Portsmouth.

House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club.

House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed.

Senate Message

The Senate has voted to adopt the Committee of Conference report on House Bill No. 399, An Act relative to the employment of an additional assistant attorney general and clerical assistance for the law department; relative to daily wages of inmates at the state prison.

The Senate message further announced that the Senate has voted to concur in the adoption of the amendment sent up from the House of Representatives on Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriation.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 159, An Act creating an interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending lines for an additional ward for the city of Manchester, having considered the same, reported the same with the following recommendation:

That the House recede from its position in adopting its amendment as to Section 3 of the bill, that the Senate recede from its position of non-concurrence and concur in the adoption of the following amendment to section 3:

Amend section 3 by striking out the words and figures "twenty-five hundred dollars ($2500.)" in the second line and inserting in place thereof the words and figures, five hundred dollars ($500). so that said section as amended shall read as follows:

3. *Appropriation.* There shall be appropriated from the general funds of the city of Manchester the sum of five hundred dollars ($500.) or so much thereof as may be necessary for technical assistance and the actual expenses of the commission which shall be spent under the authority of the full commission.

NORMAN A. PACKARD,
PAUL E. PROVOST,
Conferees on the Part of the Senate.

GRETA M. AINLEY,
JOSEPH GEISEL,
WM. H. CRAIG, Jr.,
Conferees on the Part of the House.

On motion of Mrs. Ainley of Manchester, the House voted to adopt the report of the Committee of Conference.

Recess

Senate Message

The Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 381, An Act relative to the operation of motor vehicles, operating motor vehicles by juveniles and for the registration of motor cycles by manufacturers and dealers.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Minors.* Amend RSA 260:8-a as inserted by 1957, 214:3 by inserting after the word "minor" in the third line the words, under the age of eighteen years, so that said section as amended shall read as follows: 214:3. *Special Requirements.* No minor under the age of eighteen years shall be issued a driving license or registration of a motor vehicle unless the person or persons legally liable for his support and care gives written permission for the issuance of such license or registration, or insurance coverage is presented at the time of application.

On motion of Mr. Lamprey of Moultonborough, the House voted to concur in the amendment offered by the Committee on Engrossed Bills.

Resolution

Mr. King of Manchester offered the following resolution:

Whereas, we have learned of the serious illness of Otto Schricker, Sr., and

Whereas, Mr. Schricker, is a former member of the House of Representatives, therefore be it

Resolved, that we, the members of the House of Representatives, hereby extend our sympathy in his illness and our best wishes for a speedy recovery, and be it further

Resolved, that the Clerk of the House transmit to former Representative Schricker a copy of these resolutions.

On a *viva voce* vote the resolution was adopted.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 159, An Act creating an interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending lines for an additional ward for the city of Manchester.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes, having considered the same, report the same with the following recommendations:

That the House recede from its position in adopting its amendment, that the Senate recede from its position of nonconcurrence and that the following amendment be adopted:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Income Taxes.* Amend RSA 77:25 by striking out said section and inserting in place thereof the following: 77:25. *Application for Abatement.* Upon written application therefor made by a taxpayer within three years from due date of the tax, that an overpayment of the tax was made, the tax commission upon proof thereof may abate the amount of such overpayment. The state treasurer, upon warrant from the commission or the court shall repay the taxpayer the amount of such overpayment. When an overpayment of the tax is refunded the amount thereof shall be withheld from any future distribution of the tax due to the town or city in which the taxpayer resided.

2. *Question on Inventory Blank.* Amend RSA 77 by adding after section 30 the following new section: 77:30-a. *Question on Inventory Blank.* The inventory blank referred to in RSA 74:4 shall contain the following question: "Do you or your spouse receive directly or indirectly income from stocks or bonds or from a bank, trust or estate?"

3. *Takes Effect.* This act shall take effect sixty days after passage.

RUTH MINER,
FREDERICK H. INGHAM,
G. CARROLL CILLEY,
Conferees on the Part of the House.

J. C. CLEVELAND,
CECIL C. HUMPHREYS,
Conferees on the Part of the Senate.

On motion of Mrs. Miner of Meredith the House voted to adopt the report of the Committee of Conference.

Resolution

Mr. Pickett of Keene offered the following resolution:

Whereas, through the generosity of Mr. Carl C. Jones of Concord the legislature has received as a gift the index-digest of Hines' precedents of the House of Representatives, be it

Resolved, that the House of Representatives express to Mr. Jones their thanks for this most thoughtful gift by the adoption of this resolution and be it further

Resolved, that a copy of this resolution be forwarded to Mr. Jones.

On a *viva voce* vote the resolution was unanimously adopted.

Communication

July 31, 1957

Honorable W. Douglas Scamman, Speaker
State House
Concord, New Hampshire

DEAR MR. SCAMMAN:

As of September 1, 1957, I am planning to start working as a Case Worker Trainee with the New Hampshire Welfare Department. Due to the regulations of the Hatch Act, I cannot accept state employment and, at the same time, be a town representative.

Therefore, please accept my resignation as the Grantham Representative to the General Court, effective at the close of this current session:

I am asking for this resignation with considerable regret as I thoroughly enjoy my activities in the General Court and especially working under your able leadership. However, I do not feel that I am neglecting my town in any way since Grantham is not eligible for representation again for at least two sessions.

Good luck to you in your future undertakings and thank you for all of your considerations.

Sincerely yours,

DORIS C. RENEY,
(Mrs.) Doris C. Reney

Copy to:
Honorable George Angus, Chairman of Delegation, Mr. Peter Forest, Chairman of Grantham Selectmen.

On motion of Mr. Tiffany of Concord the rules were suspended to permit consideration of the letter at the present time.

On motion of Mr. Tiffany of Concord the House voted to accept Mrs. Reney's resignation effective upon final adjournment of the 1957 session.

Resolution

Mr. Healy of Manchester, ward 6, offered the following resolution:

Whereas, today, August 2, 1957, is the 69th birthday of Michael F. O'Connor from ward 6, Manchester, therefore be it

Resolved, that we, the members of the House of Representatives, hereby extend our congratulations to our fellow member and wish him many more Happy Birthdays, and be it further

Resolved, that the Clerk of the House transmit to Representative O'Connor a copy of these resolutions.

On a *viva voce* vote the resolution was unanimously adopted.

Reports of the Committee on Engrossed Bills

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate bills and House and Senate joint resolutions:

Senate Bill No. 166, An Act relating to the board of approval for bonds of state employees and officials.

Senate Bill No. 191, An Act relative to economic growth survey.

Senate Bill No. 194, An Act relative to political expenditures and contributions.

Senate Bill No. 211, An Act relative to tax exemption for the blind.

Senate Bill No. 212, An Act relative to equalization of taxes in wards of cities.

House Joint Resolution No. 20, Joint Resolution for appropriation for carrying out provisions of statute relative to regional agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 45, Joint Resolution relative to a survey of facilities at Echo Lake-Cathedral Ledge State Park in North Conway and surrounding area.

House Joint Resolution No. 63, Joint Resolution relating to retired teachers study.

Senate Joint Resolution No. 10, Joint Resolution relative to Mount Washington.

Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate Bills:

House Bill No. 416, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1958.

House Bill No. 35, An Act legalizing the school district meeting held on March 11, 1957 in the town of Hollis.

House Bill No. 217, An Act relating to school building aid.

House Bill No. 362, An Act relative to state aid to school districts.

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

Senate Bill No. 205, An Act relative to by-laws, officers, and credit committee of credit unions.

House Bill No. 417, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1959.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 297, An Act relative to conveyance of land to the town of Nottingham.

Amend the resolving clause of said bill by inserting after the word "land" in line 2, the word, dams, so that said resolving clause as amended shall read as follows:

Whereas, on December 28, 1955, the New Hampshire Electric Company conveyed certain land, dams and other property in Nottingham, to the state of New Hampshire by quitclaim deed bearing that date and recorded in Rockingham county registry of deeds on April 2, 1956, volume 1388, pages 433-451; and

Amend section 3 of said bill by striking out the word and figure "January 1" in line 3 of said section and inserting in place thereof the word and figure, September 1, so that said section as amended shall read as follows:

3. *Report.* The planning and development commission shall submit recommendations and plans for the use and disposition of this land to the governor and council prior to September 1, 1958.

Amend said bill by striking out section 6 and inserting in place thereof the following:

6. *Disposition of Funds.* Any monies received from the sale or lease of lands shall be disposed of in the following order: (1) to repay any monies spent at the discretion of the governor and council in preparing said land for lease or sale; (2) to be paid to the state treasury and be held in escrow for the exclusive use of the Water Resources Board for repairs and maintenance of said dams, provided, however, that the Water Resources Board shall not spend a sum greater than fifty thousand dollars on the repair and maintenance of said dams within the current biennium; (3) the balance shall be held by the state treasurer in a special non-lapsing fund to be used by the New Hampshire Water Resources Board in making repairs and for maintenance of the dams and appurtenances of the Pawtuckaway Lake and Mendums Pond projects.

Amend said bill by striking out the title thereof and inserting in place thereof the following:

An Act relative to survey by the Planning and Develop-

ment Commission of certain state lands in the town of Nottingham.

On motion of Mr. Perkins of Nottingham, the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 65, An Act for county cooperative extension work in agriculture and home economics.

Amend section 2 of the bill by striking out the words, for the fiscal year ending June 30, 1958, so that said section as amended shall read as follows:

2. *Appropriation.* In addition to the annual appropriations provided in the appropriation acts for county extension work under RSA 187:23 there is hereby appropriated for the same purposes the sum of twenty thousand four hundred dollars, for the fiscal year ending June 30, 1959.

Amend section 3 of the bill by striking out and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect as of July 1, 1958.

On motion of Mr. Brown of Strafford the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives.

House Bill No. 344, An Act relative to the compensation of legislative attaches.

Recess

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments,

in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities.

Amend said bill by striking out section 3 and 4 and inserting in place thereof the following resolution:

Whereas, the Senate Joint Committee on Resources, Recreation and Development and Finance has carefully reviewed the merits of House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, and

Whereas, said joint committee approves of the principle and purpose of said bill, and

Whereas, said committee recognizes the desirability and need of such legislation, and

Whereas, this bill was reported to the Senate on August 1, 1957, by the House of Representatives without provision for the necessary funds to implement said legislation, and

Whereas, said committee has been informed that there are no funds now available to implement such legislation, and

Whereas, the Honorable Senate is constitutionally limited in amending such bill to provide revenue if the Honorable Senate so desired, now therefore be it

Resolved, by the Honorable Senate that House Bill No. 53 be returned to the House of Representatives to appropriate the necessary funds to implement the aforementioned legislation.

Further amend said bill by striking out section 4 and inserting in place thereof the following:

4. *Takes Effect.* This act shall take effect sixty days after its passage.

On motion of Mr. Broadhurst of Franklin the House voted to non-concur in the amendments sent down from the Honorable Senate and request a Committee of Conference.

The Chair appointed Messrs. Walker of Concord, Broadhurst of Franklin and Mott of Newington as conferees on the part of the House.

The Senate message further announced that the Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 57, An Act relating to motor vehicle fees and municipal permits.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Injuring Property.* Amend 207:36 by striking out said section and inserting in place thereof the following: 207:36. *Injuring Property.* No person shall tear down, damage or destroy any property, any lock, boat or dock, any fence or well, or leave open any gate or bars, or trample or destroy any crop, on land of another person or waters of the state without permission of the owner.

2. *Takes Effect.* This act shall take effect sixty days after its passage.

Further amend the bill by striking out the title thereof inserting in place thereof, the following: An Act relative to injuries to property.

On motion of Mr. Green of Manchester the House voted to non-concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled joint resolution sent up from the House of Representatives:

House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four.

Recess

Senate Message

The Senate concurs with the House of Representatives in

the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 302, An Act relative to the salary of the mayor, aldermen and members of the school committee of the city of Manchester.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Mayor of the City of Manchester.* Amend section 1 chapter 223 of the Laws of 1883, as amended by chapter 203 of the Laws of 1907 and chapter 280 of the Laws of 1945 by striking out the word "five" in the second line and inserting in place thereof the word, six, so that said section as amended shall read as follows: Section 1. The salary of the mayor of the city of Manchester shall be six thousand dollars per year payable in equal semi-monthly payments. Said salary shall be in full compensation for services performed and personal expenses incurred, either as executive or as member of any board or committee of said city.

2. *Aldermen.* Amend section 1, chapter 220, Laws of 1901, as amended by section 1, chapter 333, Laws of 1917, and section 1, chapter 352, Laws of 1947, by striking out the word "four" in the third line and inserting in place thereof the word, five, so that said section as amended shall read as follows: Sect. 1. Each member of the board of aldermen of the city of Manchester shall be paid the sum of five hundred dollars per year for services, payable quarterly.

3. *School Committee.* Amend section 1, chapter 323, Laws of 1909, as amended by chapter 270, Laws of 1931, by striking out the word "one" in the seventh line and inserting in place thereof the word, two, so that said section section as amended shall read as follows: Section 1. At every election hereafter held in said city of Manchester there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January next following their election. The salary of each member of said school committee, with the exception of the mayor, shall be two hundred dollars a year.

4. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Pillsbury of Manchester the House voted to concur in the amendments sent down from the Honorable Senate.

The Senate message further announced that the Senate has voted to accede to the request for a Committee of Conference on the following entitled bill:

House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities.

The President appointed Senators Hodgdon and Anderson as Senate conferees on the Committee of Conference.

The Senate message further announced that the Senate has voted to non-concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 210, An Act relative to the military staff of the governor and to the qualification of the adjutant general.

Recess

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof, having considered the same, report the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendment, and that the following amendment be adopted:

Amend the bill by inserting after section 4 a new section as follows:

5. *Employees Retirement.* The Board of Trustees of the State Employees Retirement System is hereby directed to study what the effect would be if paragraph XII of RSA 100:1 were amended to read as follows: XII. "Average final compensation" shall mean the average annual earnable compensation of a member during his best five years of creditable service, or if he has less than five years of creditable service, it shall mean his average annual earnable compensation during his total creditable service. Said board of trustees to report its findings and recommendations to the 1959 session of the legislature.

Further amend the bill by renumbering section 5 to read section 6.

NORMAN A. McMEEKIN,
GEORGE W. ANGUS,
JOHN W. KING,
Conferees on the Part of the House.

BENJAMIN C. ADAMS,
MARYE W. CARON,
Conferees on the Part of the Senate

On motion of Mr. McMeekin of Haverhill the House voted to adopt the report of the Committee of Conference.

Recess

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asks the concurrence of the House of Representatives:

House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction.

Amend section 1 of the bill by striking out the words, and if contributions are used to match town funds for other airport construction an additional payment shall be made by the sponsoring town at the rate of three cents per gallon on all fuel sold or used in aircraft on the airport improved by said project. The determination of such fuel used or sold shall be determined as provided in RSA 422:39. The payments hereinbefore provided shall cease upon the repayment to the aeronautical funds of the entire amount of the grant from state funds, so that said section 1 as amended shall read as follows:

1. *Airport Aid and Development Program.* The sum of three hundred thousand dollars is hereby appropriated to be expended as needed by the aeronautics commission (1) for the purpose of equal matching of town funds for the development of airports with federal aid under the federal aid airport program or (2) for equal matching of town funds for the development of airports, as defined under the Federal Aid Airport Program by state contributions not in excess of five thousand dollars. In case of a grant under the provisions of (1) hereof, except in the case of a grant in an amount of five

thousand dollars or less, the commission shall expend funds hereunder only under an agreement with the sponsoring town that said sponsor shall make annual payments not later than June first each year, beginning on June first of the year following that in which the grant is made, to the aeronautical fund established under RSA 422:42 in any amount of not less than one-fifteenth of the state funds contributed to the construction of buildings under the program.

Amend said bill by inserting after section 5 the following new sections:

6. *Increase in Toll.* Amend RSA 422:39 by striking out the word "four" in the first line and inserting in place thereof the word, six, so that said section as amended shall read as follows: 422:39. *Airways Toll.* There is hereby imposed an airways toll of six cents per gallon upon the sale of each gallon of motor fuel or fuel as defined in chapter 265:2 (II), RSA, sold to and used in, the propulsion of aircraft. The airways toll shall be subject to the exemptions provided for government sales by chapter 265:4, RSA. The amount of motor fuel or fuel sold to and used in the propulsion of aircraft shall be determined by, and the toll shall be collected by, the commissioner of motor vehicles, under the authority and procedure established by the provisions of chapter 265, RSA, and the commissioner of motor vehicles may further promulgate and establish such additional rules, regulations and procedures as he may deem necessary in the collection and allocation of the airways toll provided herein. In the case of sales of fuel, the airways toll shall be collected at the time of the sale of such fuel and payment made to the commissioner in the same manner as in the case of motor fuel. The commissioner shall pay monthly to the state treasurer all revenue collected in accordance with the foregoing provisions.

7. *Disposition of Funds.* Amend RSA 422 by inserting after section 40 the following new section: 422:40-a. Notwithstanding the provisions of section 42 hereof the funds received for airway toll amounting to two cents per gallon upon the sale of each gallon of motor fuel shall be kept in a separate fund by the state treasurer to be paid out by him upon warwants drawn by the governor with the advice and consent of the council for the purpose of paying bonds or notes author-

ized by an act of the 1957 legislature for matching town funds for airport construction.

Further amend said bill by renumbering section 6 to read section 7.

Parliamentary Inquiry

Mr. Pillsbury of Manchester questioned the legality of the Senate amendments to House Bill No. 317.

Speaker's Ruling

The Chair ruled that the amendments sent down from the Honorable Senate on House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction, violate Article 18 of the Constitution of the State of New Hampshire, which requires that all money bills originate in the House of Representatives. Accordingly the Chair ordered that the bill be returned to the Senate.

Senate Message

The Senate concurs with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives:

House Bill No. 28, An Act relative to the removal of so-called log skidways adjacent to highways.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

Amend RSA 447 by inserting after section 16 the following new section:

477:16-a. 1. *Compliance.* The commissioner of public works and highways, upon his own motion or upon complaint, shall have power to investigate and ascertain concerning compliance by contractor, insurance companies and agents of insurance companies with the provisions of RSA 447:16 relative to the acquirement and issuance of bonds as provided by said section. If the commissioner finds that a contractor, an insurance company or an agent of an insurance company has violated the provisions of RSA 447:16 he may suspend the bidding qualifications of such contractor, or disqualify the bonds of such company or agent for a period of not more than one year. The provisions of this section shall not apply to contracts consummated prior to the passage of this act.

2. *Takes Effect.* This act shall take effect upon its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following: An Act relating to performance bonds for public works.

Speaker's Ruling

The Chair ruled that the Senate amendment to House Bill No. 28, An Act relative to removal of so-called log skidways adjacent to highways, in effect constituted an entirely new bill and referrred the bill to the Committee on Public Works.

Reports of the Committee on Engrossed Bills Under Joint Rule No. 6

Recess

The Committee on Engrossed Bills, to whom was referred House Bill No. 297, An Act relative to survey by the planning and development commission of certain state lands in the town of Nottingham, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to survey by the planning and development commission of certain state lands in the town of Nottingham and to conveyance of said lands.

On motion of Mr. Pillsbury of Manchester the House voted to concur in the amendment offered by the Committee on Engrossed Bills:

The Committee on Engrossed Bills, to whom was referred Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Income Taxes.* Amend RSA 77 by inserting after section 24 the following new section: 77:24-a. *Abatement for Overpayment.*

On motion of Mr. Craig of Manchester the House voted to adopt the amendment offered by the Committee on Engrossed Bills.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities, having considered the same and being unable to agree, recommended that this committee be dismissed and a new Committee of Conference be appointed.

SHELBY O. WALKER,
BASIL BROADHURST,
WILLIAM F. MOTT,
Conferees on the Part of the House.

Mr. Mott of Newington moved that the Committee of Conference be discharged and new conferees appointed.

On a *viva voce* vote the motion prevailed and the Chair appointed Mr. Chandler of Bartlett, Mrs. Miner of Meredith and Mr. Mott of Newington, as new conferees on the part of the House.

Resolution

Mr. Young of Pittsfield offered the following resolution:

Whereas, one of the most unnoticed committees of the house has made possible our final adjournment at this early hour, and

Whereas, by their diligent and untiring efforts our labors become law in fact, therefore be it

Resolved, that the present members of the engrossing committee, Mahoney of Concord, Palmer of Plaistow, Williams of Hollis, Eaton of Stoddard and Fontaine of Berlin, be tendered a rising vote of thanks and that a copy of these resolves be transmitted to each of the committee by the Clerk.

Mr. Pillsbury of Manchester spoke in favor of the resolution.

On a rising vote the resolution was unanimously adopted.

Senate Message

The Senate has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction.

Recess

Report of Committee on Engrossed Bills Under Joint Rule No. 6

The Committee on Engrossed Bills, to whom was referred House Bill No. 159, An Act creating an interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending lines for an additional ward for the city of Manchester, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Commission Appointed.* An interim commission consisting of eleven residents of the city of Manchester shall be appointed for the purpose of redistricting the ward lines, allocating polling places and, if necessary, recommending an additional ward for the city of Manchester. Of said commission of eleven members no more than three shall be members of the board of aldermen and, unless they decline the appointment, one member shall be the city clerk and two shall be members of the senate. The chairman of the Manchester city delegation of the house of representatives shall be a member of this commission and shall appoint the remaining members to the commission. The commission shall select a chairman from among their members and shall serve without compensation but shall be reimbursed for their necessary expenses

when engaged in the business of the commission, provided however, that the commission may compensate its clerk, who may be a member of the commission for his services.

2. *Duties.* The duties of the commission shall be to redistrict the ward lines and allocate the polling places in the city of Manchester in a fair and equitable manner and, if necessary, recommend additional ward or wards.

3. *Appropriation.* There shall be appropriated from the general funds of the city of Manchester the sum of five hundred dollars ($500) or so much thereof as may be necessary for technical assistance and the actual expenses of the commission which shall be spent under the authority of the full commission.

4. *Filing Recommendations.* On or before January 8, 1959, the commission shall file its recommendations with the Manchester delegation in the 1959 legislature for their first order of consideration.

5. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Craig of Manchester the House voted to adopt the amendments offered by the Committee on Engrossed Bills.

Senate Message

The Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 297, An Act relative to a survey by the planning and development commission of certain state lands in the town of Nottingham and to conveyance of said lands.

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

Reports of Committee on Engrossed Bills

Mr. Williams of Hollis, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 381, An Act relative to the operation of motor vehicles, operation of motor vehicles by juveniles, and for the registration of motorcycles by manufacturers and dealers.

Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriations.

Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers.

House Bill No. 305, An Act relative to minimum wage law.

Mrs Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills and captioned House joint resolution:

House Bill No. 65, An Act for county cooperative extension work in agriculture and home economics.

House Bill No. 86, An Act relative to unemployment compensation of certain employees of the state and of the political subdivisions and instrumentalities thereof.

House Bill No. 302, An Act relative to the salary of the mayor, aldermen and members of the school committee of the city of Manchester.

House Bill No. 344, An Act relative to the compensation of legislative attaches.

House Bill No. 399, An Act relative to the employment of an additional assistant attorney general and clerical assistance for the law department: relative to daily wages of inmates at the state prison.

Senate Bill No. 19, An Act relating to transporter registration.

House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four.

Survey of State Institutions

One of the functions of the State Institutions and Public Welfare Committee has been to make field trips to each and all of the state operated institutions with the purpose of evaluating the programs in operation at each location. The composition of this committee, in terms of personnel, has formulated an excellent cross section of experience and training. The diversity of this group has tended, in the estimation of the writer, to give the legislative body a committee which has been unusually functional and objective in its analyses and recommendations concerning our state institutions.

The genuine interest of committee members is clearly

illustrated by the fact that, of the twenty meetings held for the group, the average attendance was seventeen, out of a possible total of twenty-one.

It should further be stated that any success or credit which is due the committee must, to a considerable degree, be directed to its able and energetic chairman, Mr. J. Edward Bouvier.

Laconia State School

FEBRUARY 20, 1957:

After considerable planning by our chairman, the Laconia State School was chosen as the first institution to be visited and on the above-stated date the trip was made.

We arrived in Laconia about noontime and were greeted at the school by Superintendent Hungerford and his assistant. After a brief tour of inspection our group was served lunch in the dining hall. A more concentrated and detailed tour continued after lunch at which time all members of the committee were given an excellent opportunity to observe the routines followed by the attendants in charge of the various buildings.

Some current trends of the school were very pleasing to note. One was impressed with the girls who served us our lunch. Their correct and courteous manner and understanding of proper procedure exhibited during the course of the meal proved, beyond doubt, that they had received very adequate instruction and, even more significant, were able to follow through with the instructions. It would appear that, for girls of this type, rehabilitation was not only possible but probable.

Another encouraging trend was in evidence as we visited the new dormitory for boys. Here was exhibited planning and foresight by Superintendent Hungerford in making the surroundings and physical facilities as warm and homelike for the youth as one might conclude could be possible in institution living.

One could not help but note the need for a larger personnel to adequately care for the number of inmates. In the final analysis, it is feasible to state that Superintendent Hungerford has utilized to the fullest extent the facilities which are at his disposal in this institution.

State Hospital

FEBRUARY 27, 1957:

It is safe to say that relatively few of our citizens can realistically comprehend the size and scope or are aware of the facilities which are available at the state hospital for treating both the mentally and physically ill.

The committee was made aware of the above after a very interesting and intensive tour of each and all units of the hospital. For example, the X-ray, physio-therapy and laboratory equipment represent the most modern and up-to-date treatment facilities that would be considered essential in a hospital of this type.

A most comprehensive and detailed history of the state hospital was given us by Dr. Earl K. Holt, able superintendent. His definition of this institution, "a city within a city," is well-taken as one critically observes and analyses the tremendously diversified number of activities in operation at the numerous locations of the hospital span.

It is strongly felt by this committee that the needs of this institution should be adequately provided for in the future years of its existence because of the invaluable work being carried on for the citizens of this state.

State Prison

MARCH 27, 1957:

On the above date, the committee journeyed to the State Prison where we were met by Warden Parker Hancock. Mr. Hancock personally conducted us through the many departments and explained clearly and concisely the type of work being done by the inmates. He was most helpful in stating the rules and regulations which necessarily govern prison life.

Besides the manufacture of tile, all number plates for automobiles and boats in New Hampshire are stamped and enameled. Wordworking is carried out extensively and the products are used in the various state institutions. There is a large library which is used extensively. Hobby-craft work is done during the evenings by those who desire in the cells. Extra woodworking is done on free time under supervision.

The farm activities are numerous. This particular phase of the institution reflects great credit on its supervisors and those who work in this particular industry.

This prison is classified the maximum security type being rated as one of the finest in the nation. The person directly responsible for this high rating is the warden.

Soldiers' Home

APRIL 10, 1957:

The committee spent an entire afternoon at the Soldiers' Home in Tilton. Commandant Wendall Crowell gave us a great deal of time in answer to questions in connection with routines and regulations governing the residents of the institution. Procedures relating to leaves of absence were explained in detail. These leaves are liberal and frequent as long as regulations are honored.

Members of the committee visited the various buildings which included the dining Hall, infirmary and recreation room. Some of the residents were busy working at productive hobbies along the lines of art or woven articles. These articles are sold for personal gain by the soldiers.

On the whole, the residents seemed contented but, as is typical in most institutions, time apparently passes rather slowly.

It is felt that the discontinuance of the farming program is an unfortunate circumstance. This condition was necessitated due to lack of interest and physical inability of many of the residents.

It was noted that the ratio of actual number of residents to the actual capacity was rather unbalanced. (There are facilities at present for twice as many residents.)

The buildings and grounds are in excellent condition.

In conclusion, it should be stated that the commandant is doing a creditable piece of work in this difficult assignment.

Industrial School

APRIL 17, 1957:

The committee trip to the Industrial School was one which gave much enlightenment on the problems associated with the admitting to and the release from this institution. These problems are directly associated with the courts of the state whose power is invested to commit boys and girls to this school who are judged to be delinquent.

During the course of our visit, Superintendent East explained the use of each building. We were privileged to observe actual classes in session in the school building. The entire physical plant is one which is attractive and functional in terms of providing an environment which is so badly needed for the quality of boy or girl sent to this institution.

Excellent farm facilities provide meaningful tasks for boys. Girls do the major part of the work in the institution's laundry.

It was the feeling of the committee that an environment conducive to rehabilitation exists at the Industrial School. Mr. East reported that the physical needs of the institution have been provided well but there is a rather urgent need for a resident psychiatrist who could spend the required amount of time in counseling those residents with serious personality disorders.

In conclusion, conditions appear to be healthy from all points of view at this institution.

Glencliff Sanatorium

JUNE 12, 1957:

The visit to this sanatorium was particularly interesting and stimulating to the members of this committee. The very beautiful setting is, in itself, conducive to good, healthful living. The building units are very strategically planned in that they are all connected by tunnel to expedite the work necessary under any adverse conditions. The ability of this institution to develop its own electrical power is not only unique but a most decided advantage in terms of the over-all operation of the plant. The waters of a nearby brook have been impounded to keep the turbines in continuous action. Every precaution has been taken whereby any unusual form of catastrophe could not interfere with the proper functioning of the hospital.

A guided tour of the facilities was made with Dr. Kasheta and his business manager. The cheerful attitude of the patients was very much in evidence and signified the fine rapport which, undoubtedly exists, between the staff members and those confined to the institution.

It is an encouraging sign that, even with the closing of Pembroke, Glencliff is not filled to capacity.

It is felt that this institution is operating at maximum efficiency due to the fine cooperation which exists between the corps of nurses and the medical staff.

Plymouth Teachers' College

JUNE 12, 1957:

The committee visit to Plymouth Teachers' College could not be arranged during the regular school year. This fact brings to light the limitation placed on the committee to adequately evaluate the space shortage of classrooms.

Dr. Hyde conducted a tour of the various campus buildings. The newly constructed auditorium is a magnificent structure and one that the community as well as the college may be proud of. It was noted with interest that much renovation was taking place at Livermore Hall with the gradual conversion of this building into classrooms. This conversion includes the third story which is very difficult to reach because of its outmoded architecture and far too many stairs.

It would appear that the space now used for parking by the townspeople should be a permanent part of the college grounds leading to the auditorium.

This institution deserves much consideration in terms of its future needs in order that it may fulfill its important objective of training teachers for the state.

Dr. Hyde should be commended for his ability to utilize plant space to the maximum point.

Child Guidance Clinic

JUNE 19, 1957:

The committee was within easy access to the newly constructed building which accommodates the offices and therapy rooms of the New Hampshire Child Guidance Clinic.

Dr. Philbrook, Director of the Clinic, gave us a tour of the physical plant and then answered questions in a group panel.

Dr. Philbrook pointed out the difficulty of attracting specialists in the field of mental hygiene to come to New Hampshire for the meagre salaries her department is able to offer. She stated that she has lost many staff members to other states which were able to offer much more lucrative and attractive salary schedules. She feels that the need for this type of service is increasing steadily but the facilities which are

available in New Hampshire become progressively lessened. There is apparently a great need for more public understanding in terms of getting a clearer picture of what we mean by mental health.

Dr. Philbrook stressed the importance of the preventative phase of mental illnesses. In short, if cases can be analyzed and treated when early symptons are noted, particularly with returning the individual to adequate functioning in terms of personality development.

We, as a committee, stress the importance of this department concerned with the mental health and welfare of children of the state.

University of New Hampshire

JULY 3, 1957:

Our visit to the University of New Hampshire brought out the point most vividly that we have here in this state an old but fast growing institution of higher learning. This university is one which is recognized for its high calibre of instruction and well prepared graduates.

It is significant to note that the university is growing by leaps and bounds. The engineering department, in particular, is expanding to meet the ever increasing demands of industry for more and better equipped engineers. Plans have been designed and accepted for a massive new dormitory for men. The shortage of space for class-room use was apparent at this institution of learning. Expansion is the key word as one attempts to evaluate just what is taking place at Durham.

It is highly important that the needs of this institution be weighed and evaluated in terms of providing the type of higher education which the citizens of New Hampshire rightly should expect and require for the youth of the state.

In this area of mass education, in order to provide facilities for the increasing number of students who seek college educations, this state must expect to provide for an ever expanding building program at Durham. If this cannot be accomplished, many worthy boys and girls will not be able to gain entrance for university training. In short, lack of physical facilities will necessarily curtail enrollment.

Keene Teachers' College

JULY, 1957:

This trip provided the committee with an opportunity to visit Keene Teachers' College during the progress of the summer school session.

Dr. Young conducted a tour of the facilities. The new dormitory for men is a well built and modern structure which has a capacity of 150. Much renovation has taken place in the vocational building and it is anticipated that work will soon start on the new addition to this building. Plans were discussed for the new classroom building which the legislature has provided during this session.

This institution, in order to train teachers in the numbers necessary for the schools of New Hampshire, must continue to expand its physical facilities.

It must be noted that there is a definite need for more instructors to adequately provide for the large number of students. The student-teacher ratio, at present, makes instruction a difficult task.

If the committee could make one recommendation for this institution, it would be to provide an underground tunnel from the campus to the library in order to make passing across the busy Main Strret safe and less nerve wracking.

In conclusion, we must be cognizant of the needs of both Keene and Plymouth in terms of training our future teachers for New Hampshire.

This report has been prepared as a part of the work assignment by the writer as requested by the chairman of this committee, J. Edward Bouvier.

Signed:

ROY L. TERRILL,

Representative from Keene, Ward 1.

Communication

STATE OF NEW HAMPSHIRE
Concord

August 2, 1957

The Honorable W. Douglas Scamman
Speaker of the House of Representatives
State House
Concord, New Hampshire

DEAR MR. SPEAKER:

This is to advise you that I have this day made the following appointments:

Legislative Council

Charles H. Toll, Jr., Concord
John N. Nassikas, Manchester
Robert B. Dishman, Durham

Joint Committee to Investigate Gasoline Fuel Oil Prices

Albert J. Akerstrom, Laconia

Monadnock Recreation Area Commission

J. Alfred Dennis, Keene
Jason C. Sawyer, Jaffrey
David J. Barry, Wilton
John B. Blackwood, Greenfield

House Joint Resolution No. 64, Special Committee to Select Artist for Captain Harl Pease Portrait

Honorable Charles Griffin, Lincoln

Sincerely,

LANE DWINELL,

Interim Committee Appointments

The Speaker has made the following appointments to the Legislative Council and Interim Committees:

Legislative Council

Cornelius of Lancaster, Street of Sharon, Plumer of Bristol, Merrill of Exeter, Lord of Gilford, Gordon of Jaffrey, Sheridan of Berlin, Smith of Manchester, Belcourt of Nashua.

Pawtuckaway Area

Perkins of Nottingham.

Gasoline Investigation

Angus of Claremont, Hersom of Northumberland, Craig of Manchester.

Forty-Hour Week

Scamman of Stratham, Comi of Concord, Malley of Somersworth.

Monadnock Region Committee

Post of Chesterfield, Edwards of Antrim, Congdon of Troy.

Committee for the Aged

Currier of Rochester.

Economic Survey

Miner of Meredith, Battles of Kingston, Perkins of Nottingham.

Concurrent Resolution

Mr. Young of Pittsfield offered the following concurrent resolution:

Resolved, by the House of Representatives, the Senate concurring:

That a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to be adjourned and to receive any communication which he may be pleased to make.

On a *viva voce* vote the concurrent resolution was adopted and the Speaker appointed as members of such committee on the part of the House:

Mrs. Martin of Littleton, Mrs. Miner of Meredith, Mr. McMeekin of Haverhill, Mrs. Currier of Rochester, Mrs. Tolman of Nelson, Mrs. Davis of Concord, Mrs. Frizzell of Charlestown, Mr. Lacasse of Berlin, Mrs. Morrill of Albany, and Mr. Eastman of Exeter.

Senate Message

The Senate has voted to recall the following entitled bill from the House of Representatives for further consideration.

House Bill No. 53. An Act providing for state participation in water pollution control costs through financial aid to municipalities.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 159, An Act creating an interim committee for the purpose of redistricting ward lines, allocating ward polling places and recommending lines for an additional ward for the city of Manchester.

The Senate message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

Concurrent Resolution relative to final adjournment.

The President appointed:

Senators Cleveland, Lamontagne, Horner, DeLude, Merrill, Packard, Daniels and Provost as members of the committee to wait upon His Excellency, the Governor, on the part of the Senate.

The Senate message further announced that the Senate refuses to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 53, An Act providing for state participation in water pollution control costs through financial aid to municipalities.

Reports of Committee on Engrossed Bills

Mrs. Fontaine of Berlin, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

House Bill No. 297, An Act relative to survey by the planning and development commission of certain lands in the town of Nottingham and to conveyance of said lands.

House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction.

Mrs. Mahoney of Concord, for the Committee on Engrossed Bills, reported that they had examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 159, An Act creating an interim commission for the purpose of redistricting ward lines, allocating ward polling places and recommending the lines for an additional ward for the city of Manchester.

Indefinitely Postponed

In accordance with the resolution that all bills and joint resolutions pending in either branch on Friday, August 2, at 5:00 o'clock, EDST, be indefinitely postponed, the following entitled bills and joint resolutions were indefinitely postponed:

House Bill No. 11, An Act repealing the provisions for a finance commission in the city of Manchester.

House Bill No. 75, An Act to establish maximum hours of labor for employees.

House Bill No. 92, An Act relative to protection at railroad crossings.

House Bill No. 163, An Act relative to public officials being barred from certain private dealings.

House Bill No. 185, An Act relative to group insurance limits — model definitions.

House Bill No. 188, An Act to authorize service of process upon non-residents and provide indemnity by state contractors for personal injuries and property damage.

House Bill No. 203, An Act to provide for the appointment of not more than ten assistant school superintendents.

House Bill No. 209, An Act relative to clerk's fee for issuing certificate of conformity to requirements of marriage intention notice.

House Bill No. 243, An Act relative to state employees annual and sick leave.

House Bill No. 246, An Act to repeal the classification of Little Sugar River under the water pollution law.

House Bill No. 248, An Act relative to appointment of police commissioners for the city of Rochester.

House Bill No. 250, An Act relative to salary and expenses of sheriff of Sullivan county.

House Bill No. 251, An Act to define the powers of the finance commission for the city of Manchester.

House Bill No. 273, An Act repealing certain provisions relative to seed trees after cutting timber.

House Bill No. 279, An Act providing for scholarships at the University of New Hampshire.

House Bill No. 281, An Act relative to medical referees.

House Bill No. 290, An Act providing for salaries of unclassified state officials and establishing certain positions.

House Bill No. 33, An Act relating to motor vehicle violations.

House Bill No. 382, An Act relative to registers to be kept of guests at camps.

House Bill No. 392, An Act requiring a new registration of voters in the city of Portsmouth every four years.

House Bill No. 293, An Act relating to revocations of automobile licenses.

House Bill No. 301, An Act relative to salary of clerk of Claremont municipal court.

House Bill No. 307, An Act relative to tuition payments at the teachers colleges.

House Bill No. 314, An Act relative to salaries of classified and unclassified state employees and officials.

House Bill No. 315, An Act relative to licenses to hunt.

House Bill No. 321, An Act relative to minimum wages of employees engaged in construction of school buildings or additions thereto.

House Bill No. 326, An Act relative to liens for labor and materials.

House Bill No. 351, An Act relative to salary of the justice of the Pittsfield municipal court.

House Bill No. 356, An Act relative to a description of land taken for highway purposes.

House Bill No. 386, An Act relative to appropriations for the department of public works and highways.

House Bill No. 392, An Act requiring a new registration of voters in the city of Portsmouth.

House Bill No. 408, An Act increasing the salaries of state employees.

House Bill No. 411, An Act relative to suspension of motor vehicle operator's license for conviction for speeding.

House Bill No. 414, An Act relative to application of minimum wage law to employees of homes for the aged.

House Bill No. 419, An Act relative to credit unions.

House Bill No. 423, An Act relative to appropriations for the University of New Hampshire.

House Joint Resolution No. 18, Joint Resolution relative to lookout tower on Smarts Mountain.

House Joint Resolution No. 25, Joint Resolution in favor of Russell A. Mason.

House Joint Resolution No. 29, Joint Resolution in favor of Robert J. Croteau.

House Joint Resolution No. 51, Joint Resolution relative to a continued study of multiple-use of the Lake Massabesic Region.

House Joint Resolution No. 60, Joint Resolution in favor of Beatrice Wheeler.

Senate Bill No. 104, An Act to amend the charter of the city of Nashua relating to defining the boundaries of the wards.

Senate Bill No. 186, An Act relative to the acceptance of federal aid for the preservation of roadside scenery on the interstate highway system.

Senate Bill No. 202, An Act relative to a study as to the feasibility of constructing a building for defective delinquents to serve three states.

Senate Bill No. 22, An Act relative to the sale of motor vehicles unfit for re-conditioning for use upon the highways.

On motion of Mr. Young of Pittsfield the House adjourned from morning session.

Afternoon Session

Mrs. Martin of Littleton, for the committee appointed to wait upon His Excellency, the Governor, and inform him that the legislature has completed its duties, reports that they have attended to their duties.

The report was accepted, and His Excellency Lane Dwinell, then came in and delivered the following message:

Governor's Message to Prorogue the General Court

The contrast between the beginning and the ending of a General Court is more than a contrast between winter and summer. It is the contrast between eager people and tired people. More importantly, it is the contrast between fond hopes and solid accomplishments. What is said in an inaugural address or a budget message means little if it cannot be translated into definitive action. It is deeply satisfying to summarize briefly this afternoon the actions of the 134th general court in terms of success rather than of failure.

In the discharge of your duties and responsibilities as the people's elected representatives under our democratic form

of government, you have considered thoughtfully and diligently some 739 bills and resolves, covering a multitude of subjects and principles. Of these bills, you have enacted 438 into law, which have to a great extent fulfilled the promises made by you and by me, individually or collectively to the people of New Hampshire.

As governor, I wish to offer you my heartiest congratulations on the work you have accomplished.

On two previous occasions during this session, I have had the pleasure of appearing before you for the purpose of offering assistance by the executive department, in effecting certain specific betterments and improvements for residents of our state. In the main, you have attained these goals. A broad analysis of your legislative achievements discloses that you have appropriated for the coming biennium thirty-eight million dollars from the general funds for the operation of our state government, this having been accomplished without the imposition of any new forms of taxation. In addition, you have seen fit and proper to appropriate nearly eighty-eight million dollars to meet the greatly expanded activities of the department of public works and highways, thereby assuring to the users of our roads a continued improvement in our highway system through the state.

My budget recommendations early in the session were most carefully screened and thoroughly prepared. It is pleasing to note that during the six months while you applied yourselves to the major task of reviewing a total general fund budget of $38,000,000, you have increased the recommendations made by me in an amount of only $375,000, or less than one per cent. It is personally gratifying that out of a total number of approximately 2,000 separate appropriations or line items, you have seen fit to make no changes whatsoever in more than 85 per cent of my recommendations.

With the increase in population in New Hampshire, as well as throughout the nation, you have squarely met one of the most pressing of our problems in the field of education by enacting legislation to provide for expansion of facilities at all levels of our educational system. At the local level, you have provided an increase in funds to aid the needy school districts, and, for the first time in many years, have met the full requirements of the equalization formula. You have placed

the school construction aid program on a permanent basis with a substantial increase in funds. To meet the demand for more teachers you have wisely expanded the facilities at the Keene and the Plymouth Teachers' colleges by approving the construction of additional classroom, dormitory and other facilities.

Establishment of a scholarship fund at the two technical institutes, plus appropriations of both capital and operating funds will assure a continuing supply of excellently-trained technical young men for our New Hampshire industries.

In the field of higher education you have appropriated in excess of ten million dollars to the University of New Hampshire, of which five and one-half million dollars is for the construction of class-rooms and dormitories. In order that the teaching profession may be more attractive to those individuals who devote their lives to the education and welfare of our people, you have provided a more remunerative and better-balanced retirement plan, by integrating the Teachers' retirement system with the federal social security program.

While I can report to you that only this morning the commissioner of education told me that in his judgment this general court has done more for public education than any other in the history of the state, I cannot feel, even so, that we did as much as we should. Our inability to increase and properly finance the state's aid for needy school districts represents, if not a major failure, at least the most important piece of business which you have left unfinished. Adoption of our suggestions for increasing state aid for education would have served the two-fold purpose of further improving the quality of our public schools and giving added relief to the local property taxpayers.

In a period of prosperity, with the ever rising cost of living, you have properly recognized the compensatory value of loyal employees of the state by granting a salary increase of five million, seven hundred eighty-eight thousand dollars for the biennium, not including pay raises that you also provided for employees of the probate, superior and supreme court.

In the field of public health, welfare and institutions, you have conscientiously given substantial consideration to the children of our state, in order to keep New Hampshire in its enviable position of having one of the lowest rates of juvenile

delinquency in the nation. By restricting the sale of dangerous weapons and by more vigorous control of narcotics: by protecting minors in adoption proceedings and by encouraging the use of foster homes for neglected and delinquent children, in preference to institutional supervision, and by a more direct controlling of the home of the delinquent parent, you have committed New Hampshire to a betterment of its already fine delinquency record.

The capital appropriations made for our state institutions, as well as those increases in personnel granted to the state hospital and Laconia state school, assure a high level of custodial care and provide adequately for projected estimates of population at these institutions.

May I, also, at this point, commend you for your acceptance of my recommendation for a complete mental health survey of our state facilities. This is a progressive, forward step, vital and necessary to assure proper future developments based on the best advice obtainable.

The military program within the state, as well as the rights of veterans, have been reviewed, expanded and improved. Continuing the building program for the construction of state armories, you have appropriated three hundred eighty thousand dollars, representing the state's share in the construction of new armories at Concord, Nashua, Wolfeboro, Keene, and have completely revised the antiquated provisions of our old militia law, in order to properly reflect modern organizational structure in keeping with modern methods of combat and defense. Those veterans entitled to payment of the Korean bonus have been properly recognized for their services in prior wars, by your appropriation of one million one hundred fifty thousand dollars, and legislation has been enacted to afford them further protection in time of adversity by liberalizing the mortgage provisions relative to their homes.

Labor has long been the backbone and bulwark of our economy and you have enacted legislation that continues to recognize its important place in our business structure. You have done this by raising the minimum wage law, by increased protection of the unemployed and by increasing the maximum weekly benefits under the workmen's compensation law.

For many years, both the federal and state governments have by legislative direction endeavored to make possible the

reduction of working hours of those who labor in government service, as well as in private industry. However, in our state institutions and in certain other departments of government, many employees have had a basic work week in excess of 40 hours. It has been of constant concern to me that in a progressive, enlightened, American society, the sovereign state of New Hampshire has tolerated a double standard of working hours within its own family. In the recent salary increase for all state employees, you have very wisely incorporated a provision effective July 1, 1958 leading to the elimination of this inequitable situation.

Your recognition of the industrial development of our state is certainly worthy of further commendation. Such actions include the increased appropriation to the industrial division of the planning and development commission and the increased borrowing power of the industrial park authority from one to two million dollars. The creation, with funds to operate, of an economic survey group to study the varied and complex economics problems of our communities is further good indication of your concern for the industrial development of New Hampshire.

New Hampshire has long enjoyed the reputation of pioneering in various fields of legislation in the best interests of its citizens. You have maintained this enviable position by extending to the people of New Hampshire added protection against irresponsible motorists. You have given protection against personal injury to our insured motorists by enlarging the standard policy of insurance to extend to bodily injuries suffered as a result of wrongful acts of irresponsible motorists. This can properly be termed a "New Hampshire Plan" because it is to the combined credit of the New Hampshire insurance industry and the members of this General Court that a law has been enacted, in what has been for decades one of the most difficult and controversial matters of legislation. To me this was one of the most noteworthy accomplishments of the session.

Equally of importance in protecting the New Hampshire motorist is the strengthening of the financial responsibility phase of our motor vehicle law which will preclude the careless and negligent operator from obtaining a driver's license

and from operating upon the public highways of the state of New Hampshire without the required financial responsibility.

In the field of recreation you have also been a pioneer in the creation of a regulatory body to assure to the people of New Hampshire, as well as our visitors, that our uphill tramways and ski devices will meet higher standards of construction and operation. Passengers thereon can be assured hereafter that the technological developments within this area of transportation are in the best interests of their own security and well being. I am sure that our sister states engaging in this type of recreation will enact similar legislation in the years to come for the protection of the residents and visitors.

It is also appropriate to commend you for your foresight in improving the skiing facilities at both Cannon Mountain and Sunapee, not only by the addition of new lifts but also by the expansion and enlargement of other facilities.

It was apparent from the very outset that your record would be one of marked achievement when, early in the session you concluded an effort which has been twenty years in the making. By an overwhelmingly large vote, you enacted into law the Merrimack River Flood Control Compact, which joined the State of New Hampshire and the Commonwealth of Massachusetts in a mutual agreement to stem the flood waters of the Merrimack river and its tributaries.

With this legislative record which I have briefly outlined, you can return to your homes with the assurance that the people of New Hampshire will recognize the value of the service you have given your state.

As I come to the formal act of proroguing this session of the General Court, I can foresee as of now only one circumstance which might make it necessary for you to reconvene in a special session. There is pending in the state's highest court, a case concerning the utility franchise tax, which has been a source of general fund revenue for more than 25 years. Only the final decision of the court can advise us to what extent, if any, the state's current financial position may be impaired. You have my assurance that should such an impairment occur, I will submit recommendations for the replacement of revenues from the same general sources they are now obtained.

Having executed all acts and resolves of this General

Court which have been presented to me, and having been informed by a joint committee of your bodies that you have completed the session and are ready to adjourn, I do, by the authority vested in me as Governor, hereby declare the General Court of New Hampshire adjourned until the last Wednesday in December, in the year of our Lord one thousand nine hundred and fifty-eight.

Mr. Pickett of Keene sang "When You Come to the End of a Perfect Day."

Mrs. Currier of Rochester offered the following Benediction:

Almighty God, Creator of all things; into Thy holy keeping we commit ourselves this day as our endeavors and our work of this session is finished. Bless, and strengthen all that has been ably done; pardon whatever has been left undone or done amiss, and grant that as we return to our accustomed tasks, we may learn wisdom from the past, and find the comfort of Thy leading in the future. And now may the Lord bless us and keep us. May the Lord make his face to shine upon us, and be gracious unto us, may the Lord lift up His countenance upon us and give us peace, now and always. Amen.

By virtue of the proclamation of His Excellency, the Governor, the Chair declared the House of Representatives adjourned at 10:48 o'clock until the last Wednesday of December, 1958.

GEORGE T. RAY, Jr.,
Clerk.

A true copy, Attest:
GEORGE T. RAY, Jr.,
Clerk.

MILEAGE ROLL

Mr. McAllister of Barnstead, for the Committee on Mileage, presented the following report:

Rockingham County

Town	Miles
Atkinson	
George W. White, Sr.	44
Auburn	
Margaret A. Griffin	26
Brentwood	
Ferne Prescott	41
Candia	
Karl J. Persson	25
Chester	
Walter P. Tenney	32
Danville	
George W. Shattuck	41
Deerfield	
Roland C. Batchelder	23
Derry	
Kenneth M. Bisbee	32
Harry E. Clark	32
Charles H. Gay	32
Joseph V. Stancik	32
East Kingston	
Guy E. Nickerson	
Epping	
Edmond G. Blair	36
Exeter	
Edwin W. Eastman	45
Emory P. Eldredge	45
Sayre Merrill	45
James C. Rathbone	45
Fremont	
Not entitled	

Town	Miles
Greenland	
Not entitled	
Hampstead	
Doris M. Spollett	40
Hampton	
Douglass E. Hunter	51
Carl M. Lougee	51
Hampton Falls	
Ralph Sanborn	50
Kensington	
Charles R. Eastman	50
Kingston	
Nathan T. Battles	41
Londonderry	
Draper W. Parmenter	29
New Castle	
Not entitled	
Newfields	
Thomas R. Sheehy	42
Newington	
William F. Mott	43
Newmarket	
Arthur A. Labranche	39
F. Albert Sewall	39
Newton	
George L. Cheney	46
North Hampton	
George G. Carter	50
Northwood	
Ernest L. Pinkham	23
Nottingham	
John A. Perkins	29

Town	Miles
Plaistow	
Mildred L. Palmer	46
Portsmouth	
Ward 1	
Andrew J. Barrett	47
Mary C. Dondero	47
Lise L. Payette	47
Ann Sadler	47
Harry A. Wood	47
Ward 2	
Harry H. Foote	48
Margaret M. Hayes	48
Henry S. Murch, Jr.	48
Ward 3	
C. Cecil Dame	47
James J. Joyce	47
William J. Wardwell	47
Ward 4	
Robert R. Blaisdell, Sr.	48
Ward 5	
Harold O. Russell	48
Raymond	
Herbert W. Landrigan	31
Rye	
Manning H. Philbrick	56
Salem	
Walter F. Haigh	43
Leonard B. Peever	43
Howard S. Willis	43
Sandown	
Not entitled	
Seabrook	
Myron B. Felch	52
South Hampton	
Not entitled	

Town	Miles
Stratham	
W. Douglas Scamman	47
Windham	
Robert W. Thorndike	36

Strafford County

Barrington	
Dorothy B. Berry	31
Dover	
Ward 1	
Alice F. Blanchette	40
Max W. Leighton	40
Guy M. Wiggin	40
Ward 2	
J. Hector Desjardins	40
George A. LaBonte	40
Ward 3	
Thomas C. Dunnington	40
Martha G. Webb	40
Ward 4	
William H. Connell	40
Harley A. Crandall*	40
Melvin F. Morrison	40
Ward 5	
Jerewiah J. Murphy	40
Durham	
Elsie M. Brown	36
Albert D. Littlehale	36
William M. Stearns	36
Farmington	
George T. Gilman	43
Philip H. Weymouth*	43
Robert B. Drew	43
Lee	
Not entitled	

Town	Miles
Madbury	
Not entitled	
Middleton	
Donald E. Francoeur	54
Milton	
Ruth H. Dawson	53
New Durham	
Idanelle T. Moulton	34
Rochester	
Ward 1	
Ernest L. Rolfe	40
Ward 2	
Fred Maxfield	37
Albert Nelson	37
Ward 3	
Edgar J. Carignan	37
Ward 4	
Alphonse Lacasse	37
Angeline M. St. Pierre	37
Ward 5	
Norma Studley Currier	37
Ward 6	
Arnold T. Clement	37
Edgar G. Varney	37
Rollinsford	
Blanche E. Valliere	44
Somersworth	
Ward 1	
Sarkis N. Maloomian	45
Ward 2	
John F. Beamis	45
Ward 3	
Clovis J. Cormier	45

Town	Miles
Ward 4	
Edmond Hebert*	45
Ward 5	
James F. Malley	45
Strafford	
Albert H. Brown	29

Belknap County

Alton	
Arthur S. Rollins	31
Barnstead	
Arthur H. McAllister	21
Belmont	
Harold B. Haggett	22
Center Harbor	
L. Keith Matheson	43
Gilford	
Marion M. Lord	32
Gilmanton	
William T. Robertson	23
Laconia	
Ward 1	
Rene C. Lacaillade	35
Walter D. McCarthy	35
Ward 2	
Aime H. Morin	29
Alfred W. Simoneau	29
Ward 3	
Elmer S. Tilton	29
Ward 4	
Peter S. Karagianis	29
Albert Lucier	29

Town	Miles
Ward 5	
Henry I. Burbank	29
David O'Shan	29
Ward 6	
Jack B. Dana	31
George Walter Varrell	31
Meredith	
Ruth F. Miner	38
Joseph F. Smith	38
New Hampton	
Not entitled	
Sanbornton	
Marion H. Atwood	24
Tilton	
Warren F. Metcalf	20

Carroll County

Albany	
Ruth T. Morrill	70
Bartlett	
Earle W. Chandler	91
Brookfield	
Howard P. Sawyer	57
Chatham	
Not entitled	
Conway	
Burnham B. Davis	81
Nettie M. Hill	81
Milburn F. Roberts	81
Eaton	
Not entitled	
Effingham	
John G. Thompson	67

Town	Miles
Freedom	
Not entitled	
Hart's Location	
Not entitled	
Jackson	
Not entitled	
Madison	
Not entitled	
Moultonborough	
Stewart Lamprey	48
Ossipee	
Arthur Willmott	57
Sandwich	
Not entitled	
Tamworth	
George R. Nickerson	61
Tuftonboro	
Not entitled	
Wakefield	
Clarence E. Peaslee	55
Wolfeboro	
Emery W. Carr	46
Russell G. Claflin	46

Merrimack County

Allenstown	
Edgar A. Baron	10
Andover	
Victor E. Phelps	23
Boscawen	
George D. Kenevel	10
Bow	
Wilbur H. Vaughn	7

Town	Miles
Bradford	
Reuben S. Moore	28
Canterbury	
Austin R. Turner	13
Chichester	
James C. Bates, Sr.	11
Concord	
Ward 1	
John Allen	8
Joseph F. Lafford	8
Ward 2	
Alice Davis	3
Ward 3	
Arthur F. Henry	3
Ward 4	
Charles H. Cheney	2
Harold C. Gibson	2
John C. White	2
Ward 5	
Clarence Lessels	2
Gordon M. Tiffany	2
Ward 6	
George H. Corbett	2
Guy Jewett	2
Eugene J. O'Neil	2
Ernest W. Saltmarsh	2
Ward 7	
Harold L. Barnard	4
G. Carroll Cilley	4
Paul B. Maxham	4
Shelby O. Walker	4
Ward 8	
Victoria E. Mahoney	4

Town	Miles
Ward 9	
Joseph J. Comi	3
Pasquale Rufo	3
Danbury	
Roy K. Sargent	33
Dunbarton	
John E. Bunten	10
Epsom	
Eleanora C. Nutter	13
Franklin	
Ward 1	
Basil Broadhurst	21
Ward 2	
James M. Burke	21
Theodore E. Kenney	21
Ward 3	
Albert M. Ayotte	21
Arthur B. Leonard	21
Henniker	
Lewis H. Carpenter	18
Hill	
George C. Mason	25
Hooksett	
Edward M. DuDevoir	17
John B. Mulaire	17
Hopkinton	
Lewis A. Nelson	10
Loudon	
Everett K. Jenkins	15
Newbury	
Not entitled	
New London	
Paul B. Gay	36

Town	Miles
Northfield	
Fred G. Wilman	19
Pembroke	
George D. Thibeault	8
K. Donald Woodbury	8
Pittsfield	
Mary R. Ayer	16
E. Harold Young	16
Salisbury	
Not entitled	
Sutton	
Harold W. Chadwick	34
Warner	
L. Waldo Bigelow	18
Webster	
Not entitled	
Wilmot	
Not entitled	

Hillsborough County

Amherst	
Orson H. Bragdon	32
Antrim	
Ellerton H. Edwards	32
Bedford	
Ralph M. Wiggin, Sr.	23
Bennington	
Not entitled	
Brookline	
Not entitled	
Deering	
Not entitled	

Town	Miles
Francestown	
Not entitled	
Goffstown	
A. Kenneth Hambleton	20
Rufus L. Jennings	20
Elmer B. Nickerson	20
Alfred W. Poore	20
Greenfield	
Hobart M. Adams	42
Greenville	
O. John Fortin	47
Hancock	
Julius Q. Pickering	40
Hillsborough	
R. Wayne Crosby	25
Hollis	
Henry E. Williams	42
Hudson	
Roland W. Abbott	39
Christopher F. Gallagher	39
J. Amedee Paul	39
Litchfield	
Not entitled	
Lyndeborough	
Edward George Warren	47
Manchester	
Ward 1	
Greta M. Ainley	19
Samuel Green	19
James Pettigrew	19
Emile J. Soucy	19

Town	Miles
Ward 2	
Harry J. Danforth	19
Frederic H. Dewey	19
Joseph H. Geisel	19
John Pillsbury	19
Kenneth W. Robb	19
Ward 3	
Michael J. Dwyer	19
Louis I. Martel	19
Joseph A. Nerbonne	19
Thomas F. Sullivan	19
Ward 4	
John F. Kelley	20
Thomas F. Nolan	20
Patrick J. Winston	20
Ward 5	
Stanley J. Betley	20
Anna H. Douville	20
Jeremiah B. Healy	20
George W. Smith	20
Edward J. Walsh	20
Ward 6	
John H. Callahan	21
Denis F. Casey	21
Edward D. Clancy	21
Joseph F. Ecker	21
Daniel J. Healy	21
Michael F. O'Connor	21
Ward 7	
James J. Burke*	21
Charles J. Leclerc	21
Adrien A. Paradis	21
Alonzo J. Tessier	21
Ward 8	
Wilfred J. Bonenfant	21
Edward Champagne	21

Town	Miles
William H. Craig	21
Eugene H. Delisle, Sr.	21
Roger E. Hebert	21
Ward 9	
Beatrice B. Cary	20
Edward W. Morris	20
Ward 10	
Alfred A. Bergeron	21
Paul L. Gilmartin	21
John J. Kearns	21
John W. King	21
Ward 11	
George J. Hurley	21
George E. Lafond	21
Roger L. Philibert	21
Ward 12	
Raymond G. Hebert	21
Edward T. Martel	21
Joseph C. Nalette	21
Louis J. Soucy	21
Ward 13	
Albert N. Dion	21
Lorenzo P. Gauthier	21
Lucien J. Gelinas	21
Origene E. Lesmerises	21
Arthur E. Thibodeau**	21
Ward 14	
James Christy	21
Roger J. Crowley	21
Marcel H. Leclerc	21
Mason	
Tracy A. Eaton	52
Merrimack	
Bert L. Peaslee	33

Town	Miles
Milford	
David Deans, Jr.	34
Anne L. Hutchinson	34
William M. Falconer	34
Mont Vernon	
Not entitled	
Nashua	
Ward 1	
Mabel Thompson Cooper	37
Roland L. Cummings	37
Alice L. Ramsdell	37
William A. Saunders	37
Ward 2	
Clara M. Record	37
Wilfrid G. Thibault	37
Ward 3	
Agenor Belcourt	39
Hector J. Trombly	39
Ward 4	
Winslow P. Ayers	39
Cornelius M. Brosnahan	39
Ward 5	
David E. Dufour	39
Albert Maynard	39
Ward 6	
John B. Dionne	39
Ernest Marcoux	39
Ward 7	
Arthur J. Chartrain	39
Frank E. Ryan	39
Dennis F. Sweeney	39
Ward 8	
Arthur Bouley	39
Charles A. Dugas	39
Peter Z. Jean	39
John H. Latour	39
Frank C. Sabluski	39

Town	Miles
Ward 9	
Paul E. Bouthillier	39
Peter J. Dumais	39
New Boston	
Edward F. Locke	25
New Ipswich	
William T. Thompson	53
Pelham	
Andrew L. Mailloux	40
Peterborough	
Chester F. Dutton	48
Benjamin M. Rice	48
Sharon	
John M. Street	54
Temple	
Not entitled	
Weare	
Scott F. Eastman	18
Wilton	
F. Howard Bardol	41
Windsor	
James I. Hines	31

Cheshire County

Alstead	
Peyton H. Washburn	62
Chesterfield	
Walter J. Post	66
Dublin	
Not entitled	
Fitzwilliam	
Lewis R. Pike	68

Town	Miles
Gilsum	
Not entitled	
Harrisville	
John N. Clark	55
Hinsdale	
Orson G. Smith	73
Jaffrey	
Anne B. Gordon	56
Carl C. Spofford	56
Keene	
Ward 1	
Charles P. Haley	54
Roy L. Terrill	54
Walter T. Winch	54
Ward 2	
James E. McCullough	53
Kirke W. Wheeler	53
Ward 3	
Frank J. Bennett	52
Edward E. Brown	52
Ward 4	
Leroy E. Codding	54
Ellen Faulkner	54
Ward 5	
Leslie J. Farr	54
Laurence M. Pickett	54
Marlborough	
Wallace B. Oliver	58
Marlow	
Not entitled	
Nelson	
Janet Tolman	47
Richmond	
Eric M. Ostlund	68

Town	Miles
Rindge	
Not entitled	
Roxbury	
William Yardley	55
Stoddard	
Charles C. Eaton	41
Sullivan	
Harvey W. Swett	48
Surry	
Not entitled	
Swanzey	
J. Edward Bouvier	59
Joseph Kershaw	59
Troy	
Robert H. Congdon	63
Walpole	
Louis S. Ballam	71
Robert L. Galloway, Sr.	71
Westmoreland	
John H. Terry, Jr.	65
Winchester	
Frederick H. Ingham	67
Alexander P. Thompson	67

Sullivan County

Acworth	
Not entitled	
Charlestown	
Martha McD. Frizzell	63
Claremont	
Ward 1	
Harry Bloomfield	53
Arthur L. Bradbury	53
Amos E. Russell	53

Town	Miles
Ward 2	
George W. Angus	53
Lytle A. Monblo	53
Sam J. Nahil	53
Ward 3	
Carmine F. D'Amante	53
Alton G. Desnoyer	53
Clifton Simms	62
Croydon	
Leland L. Riley	50
Goshen	
Not entitled	
Grantham	
Doris C. Reney	58
Langdon	
Not entitled	
Lempster	
Not entitled	
Newport	
Herbert E. Brown	44
Fred J. Karr	44
Jesse R. Rowell	44
Joseph D. Vaughan	44
Plainfield	
Arthur H. Chivers	71
Springfield	
Not entitled	
Sunapee	
George R. Merrifield	45
Unity	
Not entitled	
Washington	
Perley H. Crane	36

Grafton County

Town	Miles
Alexandria	
Not entitled	
Ashland	
Thomas Pryor	51
Bath	
Not entitled	
Benton	
Not entitled	
Bethlehem	
Malcolm J. Stevenson	95
Bridgewater	
Gertrude M. Bucklin	37
Bristol	
Bowdoin Plumer	33
Campton	
Philip S. Willey	60
Canaan	
Joseph L. Graham	50
Dorchester	
Not entitled	
Easton	
Not entitled	
Ellsworth	
Not entitled	
Enfield	
Isaac H. Sanborn	56
Franconia	
Nina E. Peabody	90
Grafton	
Elsie F. Williams	51

Town	Miles
Groton	
Lauie A. Nettleton	44
Hanover	
David J. Bradley	69
Florimond DuS. Duke	69
Elizabeth W. Hayward	69
Robert S. Monahan	69
Haverhill	
Wilfred J. Larty	89
Norman A. McMeekin	89
Hebron	
Oscar V. Morse	42
Holderness	
Stanley A. Chamberlain	47
Landaff	
Not entitled	
Lebanon	
Arthur E. Adams	63
Forrest B. Cole	63
Fred A. Jones	63
J. Daniel Porter	63
Harry S. Townsend	63
Gladys L. Whipple	63
Lincoln	
George M. McGee, Sr.	75
Lisbon	
Rita Collyer	99
Littleton	
Charles F. Armstrong	100
Fred Kelley	100
Eda C. Martin	100
Lyman	
Not entitled	
Lyme	
Harold W. Haskins	80

Town	Miles
Monroe	
Not entitled	
Orange	
Not entitled	
Orford	
Not entitled	
Piermont	
Not entitled	
Plymouth	
Kenneth G. Bell	52
Suzanne Loizeaux	52
Rumney	
Jesse A. Barney	52
Thornton	
Not entitled	
Warren	
Fayne E. Anderson	62
Waterville	
Not entitled	
Wentworth	
Not entitled	
Woodstock	
Thomas F. Sawyer	69

Coos County

Berlin	
Ward 1	
Oliver A. Dussault	120
Guy J. Fortier	120
Edgar J. Roy	120
Ward 2	
Arthur J. Russell	120
Frank H. Sheridan	120

Town	Miles
Ward 3	
Hilda C. F. Brungot	120
Marie A. Christiansen	120
Ward 4	
Jennie Fontaine	120
Rebecca A. Gagnon	120
Clarence J. Lacasse	120
Carroll	
Not entitled	
Clarksville	
Quinten Heath	163
Colebrook	
Harry S. Alls	147
Columbia	
Not entitled	
Dalton	
Not entitled	
Dummer	
Mark S. Rix	128
Errol	
Not entitled	
Gorham	
George W. W. Graham	109
George H. Keough	109
Jefferson	
Not entitled	
Lancaster	
John D. Cornelius	111
Walter E. Swett	111
Milan	
R. Wilbur Potter	126
Millsfield	
Not entitled	

Town	Miles
Northumberland	
Walter O. Bushey	121
Lyle E. Hersom	121
Pittsburg	
Not entitled	
Randolph	
Herbert R. Richardson	116
Shelburne	
Victor L. Kidder	116
Stark	
Not entitled	
Stewartstown	
Ray W. Placy	155
Stratford	
Bert Stinson	135
Wentworth's Location	
Florence M. Gould	157
Whitefield	
Ada C. Taylor	102

APPENDIX I

FINAL DISPOSITION OF BILLS AND RESOLUTIONS

House Bill No. 1, An Act providing additional funds for the payment of so-called Korean bonus.
Engrossed. **Chapter 5, Laws of 1957.**

House Bill No. 2, An Act relative to the salary of the special justice of Portsmouth municipal court.
Engrossed. **Chapter 204, Laws of 1957.**

House Bill No. 3, An Act relative to posting notices for caucuses.
Engrossed. **Chapter 6, Laws of 1957.**

House Bill No. 4, An Act relative to preparation of checklists at meetings in the school district of Newport and in other school districts.
Engrossed. **Chapter 57, Laws of 1957.**

House Bill No. 5, An Act relative to capital reserve fund established by the Hillsborough school district.
Engrossed. **Chapter 371, Laws of 1957.**

House Bill No. 6, An Act relative to borrowing by credit unions.
Engrossed. **Chapter 1, Laws of 1957.**

House Bill No. 7, An Act relative to destruction of records of liquidation of banks by the bank commissioner.
Engrossed. **Chapter 2, Laws of 1957.**

House Bill No. 8, An Act relative to the unemployment compensation law establishing the department of employment security.
Engrossed. **Chapter 118, Laws of 1957.**

House Bill No. 9, An Act for the recognition of the Altar of the Nation at Rindge as a national shrine.

Killed.

House Bill No. 10, An Act relative to Contoocook Fire Precinct.

Engrossed. **Chapter 366, Laws of 1957.**

House Bill No. 11, An Act repealing the provisions for a finance commission in the city of Manchester.

Killed.

House Bill No. 12, An Act dividing the state into two sections for the taking of wild deer.

Killed.

House Bill No. 13, An Act providing for refund of fees paid for operator's license under motor vehicle laws in case of death or incapacity of holder of license.

Killed.

House Bill No. 14, An Act legalizing the biennial election of 1956 in the town of Pittsfield.

Engrossed. **Chapter 367, Laws of 1957.**

House Bill No. 15, An Act providing for the establishment of a sixty-day period to elapse between enactment date and the effective date of statutes.

Engrossed. **Chapter 12, Laws of 1957.**

House Bill No. 16, An Act relative to nonresident hairdressers and hairdresser demonstrators.

Engrossed. **Chapter 7, Laws of 1957.**

House Bill No. 17, An Act relative to boiler inspection.

Killed.

House Bill No. 18, An Act relative to disposition of fines paid into municipal court for motor vehicle law violations where arrest made by local officers.

Killed.

House Bill No. 19, An Act relative to penalty for robbery.
Killed.

House Bill No. 20, An Act relative to kidnapping a minor.
Killed.

House Bill No. 21, An Act relative to overtaking and passing school bus.
Killed.

House Bill No. 22, An Act to promote forest conservation.
Killed.

House Bill No. 23, An Act legalizing the biennial election, 1956, in the town of Washington.
Engrossed. **Chapter 368, Laws of 1957.**

House Bill No. 24, An Act providing for the assessment and collection of a special head tax for state purposes.
Engrossed. **Chapter 29, Laws of 1957.**

House Bill No. 25, An Act relative to initial motor vehicle number plates.
Engrossed. **Chapter 8, Laws of 1957.**

House Bill No. 26, An Act repealing the authority of the military to carry stilettoes, switch knives, etc.
Engrossed. **Chapter 9, Laws of 1957.**

House Bill No. 27, An Act relating to false procurement of narcotics.
Engrossed. **Chapter 10, Laws of 1957.**

House Bill No. 28, An Act relative to the removal of so-called log skidway adjacent to highways.
Killed.

House Bill No. 29, An Act defining the term "governor and council."
Engrossed. **Chapter 3, Laws of 1957.**

House Bill No. 30, An Act increasing the salary of the clerk of the Manchester municipal court.
Engrossed. **Chapter 17, Laws of 1957.**

House Bill No. 31, An Act relative to re-examination of holders of licenses to operate motor vehicles.
Engrossed. **Chapter 25, Laws of 1957.**

House Bill No. 32, An Act relating to operation of motor vehicles registered in Canadian provinces on the highways of this state.
Killed. ———

House Bill No. 33, An Act relating to motor vehicle violations.
Killed. ———

House Bill No. 34, An Act relating to voiding of certain real estate mortgages.
Killed. ———

House Bill No. 35, An Act legalizing the school district meeting held on March 11, 1957 in the town of Hollis.
Engrossed. **Chapter 436, Laws of 1957.**

House Bill No. 36, An Act relating to payment of tuition by certain school districts.
Engrossed. **Chapter 51, Laws of 1957.**

House Bill No. 37, An Act relative to the time for presentation of transfer cards to supervisors of the check-list.
Killed. ———

House Bill No. 38, An Act increasing fee for witnesses.
Engrossed. **Chapter 11, Laws of 1957.**

House Bill No. 39, An Act relative to payment of poll and head taxes prior to issuance of certain licenses.
Engrossed. **Chapter 13, Laws of 1957.**

House Bill No. 40, An Act legalizing the biennial election, 1956, in the town of Cornish.
Engrossed. **Chapter 372, Laws of 1957.**

House Bill No. 41, An Act legalizing proceedings at the November, 1956, election held in towns of Ashland and Holderness.

Engrossed. **Chapter 376, Laws of 1957.**

House Bill No. 42, An Act relative to voting in school district meetings.

Engrossed. **Chapter 18, Laws of 1957.**

House Bill No. 43, An Act to provide for absentee voting at primaries.

Legislative Council. ———

House Bill No. 44, An Act providing for exemptions and credit on the taxation of income.

Killed. ———

House Bill No. 45, An Act relative to appearance of police officers in civil or criminal proceedings.

Engrossed. **Chapter 166, Laws of 1957.**

House Bill No. 46, An Act increasing the salaries of the justice and clerk of the Portsmouth municipal court.

Engrossed. **Chapter 108, Laws of 1957.**

House Bill No. 47, An Act relating to clearance of bridges.

Engrossed. **Chapter 58, Laws of 1957.**

House Bill No. 48, An Act authorizing an interstate compact relating to flood control of the Merrimack River.

Engrossed. **Chapter 27, Laws of 1957.**

House Bill No. 49, An Act relating to committals to Laconia State School.

Engrossed. **Chapter 295, Laws of 1957.**

House Bill No. 50, An Act relating to pari-mutuel pools.

Engrossed. **Chapter 122, Laws of 1957.**

House Bill No. 51, An Act legalizing the biennial election of November, 1956, in the town of Plymouth.

Engrossed. **Chapter 373, Laws of 1957.**

House Bill No. 52, An Act relative to requirements for bank institutions protection against losses.
Engrossed. **Chapter 19, Laws of 1957.**

House Bill No. 53, An Act providing for state participation in water pollution costs through financial aid to municipalities.
Killed.

House Bill No. 54, An Act relative to fees in small claims court.
Killed.

House Bill No. 55, An Act relative to executions in small claims cases.
Engrossed. **Chapter 26, Laws of 1957.**

House Bill No. 56, An Act relative to the salary of the justice of the Manchester municipal court.
Engrossed. **Chapter 227, Laws of 1957.**

House Bill No. 57, An Act relating to motor vehicle fees and municipal permits.
Killed.

House Bill No. 58, An Act relative to inspectors in the labor department.
Engrossed. **Chapter 172, Laws of 1957.**

House Bill No. 59, An Act relative to purchase and distribution of Salk poliomyelitis vaccine by the state.
Engrossed. **Chapter 30, Laws of 1957.**

House Bill No. 60, An Act relating to causes for divorce.
Engrossed. **Chapter 67, Laws of 1957.**

House Bill No. 61, An Act relative to mileage allowances for members of the general court from Keene.
Killed.

House Bill No. 62, An Act providing for a veterans' memorial to be erected at The Weirs.
Killed.

House Bill No. 63, An Act relative to the trespass of domestic animals and damages to real property.
Engrossed. **Chapter 76, Laws of 1957.**

House Bill No. 64, An Act relative to registration fee for public bus.
Killed. ———

House Bill No. 65, An Act for county co-operative extension work in agriculture and home economics.
Engrossed. **Chapter 312, Laws of 1957.**

House Bill No. 66, An Act relating to the salary of the deputy register of probate for Carroll County.
Engrossed. **Chapter 44, Laws of 1957.**

House Bill No. 67, An Act relating to the homestead right on mortgage.
Killed. ———

House Bill No. 68, An Act in relation to Union Trust Company.
Engrossed. **Chapter 382, Laws of 1957.**

House Bill No. 69, An Act providing for additional motor vehicle road toll to be expended on town highways.
Killed. ———

House Bill No. 70, An Act relative to penalty for illegal practice of Chiropractic.
Engrossed. **Chapter 37, Laws of 1957.**

House Bill No. 71, An Act relative to emergency use of party line telephone.
Engrossed. **Chapter 31, Laws of 1957.**

House Bill No. 72, An Act enabling the First Universalist Society in Nashua, Inc., and First Unitarian Congregational Society in Nashua, to consolidate into one corporation named, Unitarian-Universalist Church of Nashua, New Hampshire.
Engrossed. **Chapter 369, Laws of 1957.**

House Bill No. 73, An Act relative to transfer of permament policemen who are present members of the state employees' retirement system to the policemen's retirement system.

Engrossed. **Chapter 49, Laws of 1957.**

House Bill No. 74, An Act relative to acceptance of the provisions of the policemen's retirement system.

Engrossed. **Chapter 50, Laws of 1957.**

House Bill No. 75, An Act to establish maximum hours of labor for employees in state service.

Killed.

House Bill No. 76, An Act relative to the registration of motor vehicles of the Civil Air Patrol.

Engrossed. **Chapter 20, Laws of 1957**

House Bill No. 77, An Act relative to sale of meat, fish and fowl.

Engrossed. **Chapter 97, Laws of 1957.**

House Bill No. 78, An Act relative to marine toilets and disposal of sewage from boats.

Engrossed. **Chapter 190, Laws of 1957.**

House Bill No. 79, An Act relative to examinations and fees in the practice of optometry.

Engrossed. **Chapter 36, Laws of 1957.**

House Bill No. 80, An Act relative to reporting of fires to the state fire marshal.

Engrossed. **Chapter 59, Laws of 1957.**

House Bill No. 81, An Act relative to the taking of deer and providing for free hunting licenses in certain cases.

Killed

House Bill No. 82, An Act relative to the salary of Treasurer of Rockingham County.

Engrossed. **Chapter 149, Laws of 1957.**

House Bill No. 83, An Act relative to misrepresentation by minor for the purpose of purchase of liquor or beverages.

Engrossed. **Chapter 291, Laws of 1957.**

House Bill No. 84, An Act relative to definition of employer, claims for benefits and increase in benefits, under the workmen's compensation law.

Engrossed. **Chapter 187, Laws of 1957.**

House Bill No. 85, An Act relating to the committal of juveniles and transfer of cash bail.

Engrossed. **Chapter 71, Laws of 1957.**

House Bill No. 86, An Act relative to unemployment compensation for certain employees of the state and of political subdivisions and instrumentalities thereof.

Engrossed. **Chapter 313, Laws of 1957.**

House Bill No. 87, An Act relative to borrowing by village districts for current expenses and maintenance.

Engrossed. **Chapter 98, Laws of 1957.**

House Bill No. 88, An Act relative to the distribution of the tax on boats and launches.

Killed.

House Bill No. 89, An Act repealing the provisions for returns and annual return fees for voluntary corporations.

Engrossed. **Chapter 32, Laws of 1957**

House Bill No. 90, An Act relative to class III recreational roads.

Engrossed. **Chapter 99, Laws of 1957.**

House Bill No. 91, An Act relative to the definition of closed package under statute for grading apples.

Engrossed. **Chapter 100, Laws of 1957.**

House Bill No. 92, An Act relative to protection at railroad crossings.

Killed.

House Bill No. 93, An Act relative to application of juvenile court law.

Killed.

House Bill No. 94, An Act relating to water companies, when not public utilities.

Engrossed. **Chapter 33, Laws of 1957.**

House Bill No. 95, An Act establishing a police commission for the city of Franklin.

Killed.

House Bill No. 96, An Act relating to the Pembroke Street Village District.

Engrossed. **Chapter 387, Laws of 1957.**

House Bill No. 97, An Act relative to uniform forms of accounting by trustees.

Killed.

House Bill No. 98, An Act relative to discharging of chattel mortgages and conditional sales contracts.

Killed.

House Bill No. 99, An Act relative to the salaries of the members of the board of public works councilmen and mayor of the city of Laconia.

Engrossed. **Chapter 411, Laws of 1957.**

House Bill No. 100, An Act adding "agronomic" plants and seeds to plant and seed certification.

Engrossed. **Chapter 101, Laws of 1957.**

House Bill No. 101, An Act exempting from yield tax trees cut for Christmas trees.

Killed.

House Bill No. 102, An Act relative to benefits in fraternal benefit societies.

Killed.

House Bill No. 103, An Act relative to the discharge of chattel mortgages.

Killed.

House Bill No. 104, An Act relative to the evasion of tolls and charges on use of highways and bridges.

Engrossed. **Chapter 40, Laws of 1957.**

House Bill No. 105, An Act relative to write in votes at the primary elections and nominations thereunder.

Killed.

House Bill No. 106, An Act relating to liens on real estate for assistance to permanently and totally disabled.

Engrossed. **Chapter 113, Laws of 1957.**

House Bill No. 107, An Act relative to adoption of minors, and aid to needy children.

Engrossed. **Chapter 116, Laws of 1957.**

House Bill No. 108, An Act relative to the issuance of county bonds.

Engrossed. **Chapter 109, Laws of 1957.**

House Bill No. 109, An Act relative to special windshield wipers on motor vehicles.

Killed.

House Bill No. 110, An Act relative to so-called bob houses for ice fishing.

Engrossed. **Chapter 82, Laws of 1957.**

House Bill No. 111, An Act relative to the salary of the Carroll county solicitor.

Engrossed. **Chapter 34, Laws of 1957.**

House Bill No. 112, An Act relative to compensation of third member of appeals tribunal in public construction contracts.

Engrossed. **Chapter 199, Laws of 1957.**

House Bill No. 113, An Act relative to the examination and licensing of electricians.

Killed.

House Bill No. 114, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

Killed.

House Bill No. 115, An Act relative to the manufacture, transportation and sale of table wines.

Killed.

House Bill No. 116, An Act relative to fishing, sale of bait and hunting and fishing licenses for members of the armed forces and military personnel.

Engrossed. **Chapter 267, Laws of 1957.**

House Bill No. 117, An Act to create a board of examiners of psychologists and to certify psychologists.

Engrossed. **Chapter 121, Laws of 1957.**

House Bill No. 118, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

Killed.

House Bill No. 119, An Act relative prohibiting certain lights along a highway.

Engrossed. **Chapter 159, Laws of 1957.**

House Bill No. 120, An Act relative to counting ballots at primary or biennial elections.

Killed.

House Bill No. 121, An Act relating to municipal water works.

Engrossed. **Chapter 142, Laws of 1957.**

House Bill No. 122, An Act relative to payment of unemployment benefits at the local district offices.

Killed.

House Bill No. 123, An Act relative to the computation of tax on legacies and successions, where property is held jointly.

Engrossed. **Chapter 150, Laws of 1957.**

House Bill No. 124, An Act relative to motor vehicle driver training.

Engrossed. **Chapter 292, Laws of 1957.**

House Bill No. 125, An Act relative to age limits for laws on delinquent children.

Killed. ———

House Bill No. 126, An Act relative to keeping motor vehicles free from obstructions of ice and snow.

Killed. ———

House Bill No. 127, An Act relative to duties of tax commission in equalization of taxes.

Engrossed. **Chapter 102, Laws of 1957.**

House Bill No. 128, An Act in relation to the powers of the state board of education over nurse education.

Killed. ———

House Bill No. 129, An Act in relation to the board of nursing education and nurse registration.

Killed. ———

House Bill No. 130, An Act to clarify the relationship between the board of nursing education and the state department of education and to provide for the acceptance of federal aid for practical nurse training.

Engrossed. **Chapter 195, Laws of 1957.**

House Bill No. 131, An Act relating to the reporting of joint bank deposits for legacy and succession tax purposes.

Engrossed. **Chapter 22, Laws of 1957.**

House Bill No. 132, An Act establishing the militia.

Engrossed. **Chapter 147, Laws of 1957.**

House Bill No. 133, An Act to provide for the registration of private nursery schools.

Engrossed. **Chapter 282, Laws of 1957.**

House Bill No. 134, An Act to establish uniform minimum compensation for the maintenance and care of dependent children in homes for children.

Killed.

House Bill No. 135, An Act relative to income tax.

Killed.

House Bill No. 136, An Act relating to the salary of the justice of Haverhill municipal court.

Engrossed. **Chapter 66, Laws of 1957.**

House Bill No. 137, An Act relative to sick leave for state employees.

Killed.

House Bill No. 138, An Act legalizing the proceedings of the biennial town meeting in the town of Sanbornton.

Engrossed. **Chapter 374, Laws of 1957.**

House Bill No. 139, An Act relating to tuition of elementary and high schools.

Engrossed. **Chapter 52, Laws of 1957.**

House Bill No. 140, An Act providing for the registration of plumbers.

Killed.

House Bill No. 141, An Act relative to possession of wild deer meat.

Engrossed. **Chapter 250, Laws of 1957.**

House Bill No. 142, An Act relative to taxation of real estate and personal property.

Engrossed. **Chapter 202, Laws of 1957.**

House Bill No. 143, An Act relative to limitations on investments of savings banks.

Killed.

House Bill No. 144, An Act relative to the sale of drugs.

Engrossed. **Chapter 72, Laws of 1957.**

House Bill No. 145, An Act legalizing the biennial election, 1956, in the town of Weare.

Engrossed. **Chapter 375, Laws of 1957.**

House Bill No. 146, An Act providing for an additional member of the state board of health.

Killed.

House Bill No. 147, An Act extending the period of application for copies of the Revised Statutes Annotated by members of the nineteen fifty-five session of the General Court.

Engrossed. **Chapter 75, Laws of 1957.**

House Bill No. 148, An Act relating to fees for guide licenses.

Killed.

House Bill No. 149, An Act relative to fish and game license fees.

Killed.

House Bill No. 150, An Act relative to taking of wild deer on islands by bow and arrow.

Killed.

House Bill No. 151, An Act to promote the discovery of truth.

Killed.

House Bill No. 152, An Act in relation to the profession of nursing.

Killed.

House Bill No. 153, An Act granting prior teaching service credit to certain personnel of the state department of education in the state employees' retirement system.

Killed.

House Bill No. 154, An Act relating to the equipment of motor buses.

Engrossed. **Chapter 191, Laws of 1957.**

House Bill No. 155, An Act authorizing special number plates for deputy sheriffs.

Engrossed. **Chapter 136, Laws of 1957.**

House Bill No. 156, An Act relating to disposal of roadside brush.

Engrossed. **Chapter 21, Laws of 1957.**

House Bill No. 157, An Act authorizing the licensing of dog races on which the pari-mutuel system of betting shall be permitted.

Killed.

House Bill No. 158, An Act relative to membership in board of trustees of state employee retirement system.

Killed.

House Bill No. 159, An Act to authorize the issuance of call bonds by municipalities.

Engrossed. **Chapter 103, Laws of 1957.**

House Bill No. 160, An Act relative to reimbursement of municipalities for forest fire expense.

Engrossed. **Chapter 56, Laws of 1957.**

House Bill No. 161, An Act relating to fees of sheriffs and deputy sheriffs.

Engrossed. **Chapter 123, Laws of 1957.**

House Bill No. 162, An Act relating to absentee voting.

Engrossed. **Chapter 143, Laws of 1957.**

House Bill No. 163, An Act relative to town public official being barred from certain private dealings.

Killed.

House Bill No. 164, An Act changing classification of the so-called Frazer Road.

Engrossed. **Chapter 60, Laws of 1957.**

House Bill No. 165, An Act to provide state aid for nursing education.

Engrossed. **Chapter 288, Laws of 1957.**

House Bill No. 166, An Act relative to the state emblem.
Engrossed. **Chapter 107, Laws of 1957.**

House Bill No. 167, An Act relative to increase in fish and game fees.
Killed. ———

House Bill No. 168, An Act providing for released time from School attendance for religious education.
Killed. ———

House Bill No. 169, An Act relative to the promotion of certain employees in the city of Manchester.
Killed. ———

House Bill No. 170, An Act relative to the filing of declarations of candidacy.
Engrossed. **Chapter 61, Laws of 1957.**

House Bill No. 171, An Act changing classification of a road in Groton.
Engrossed. **Chapter 104, Laws of 1957.**

House Bill No. 172, An Act relative to lump sum settlements of workmen's compensation claims.
Killed. ———

House Bill No. 173, An Act relative to apportionment of expenses for forest fires.
Engrossed. **Chapter 94, Laws of 1957.**

House Bill No. 174, An Act providing for the classification of Dalton Brook and Messer Brook watersheds.
Engrossed. **Chapter 45, Laws of 1957.**

House Bill No. 175, An Act providing for the classification of Ossipee and Little Ossipee River Watersheds.
Engrossed. **Chapter 46, Laws of 1958.**

House Bill No. 176, An Act relative to years of service under employees' retirement system.
Killed. ———

House Bill No. 177, An Act relative to interstate compact on mental health.

Killed. ———

House Bill No. 178, An Act relative to reimbursement for forest fire expenses.

Engrossed. **Chapter 212, Laws of 1957.**

House Bill No. 179, An Act relative to exemptions under motor vehicle road toll law.

Engrossed. **Chapter 203, Laws of 1957.**

House Bill No. 180, An Act to change the name and amend the charter of St. Mary's School.

Engrossed. **Chapter 385, Laws of 1957.**

House Bill No. 181, An Act relative to the location of cemeteries.

Killed. ———

House Bill No. 182, An Act to establish the rights and qualification of nonresident real estate owners to vote.

Killed. ———

House Bill No. 183, An Act relative to the registration of real estate brokers and salesmen.

Killed. ———

House Bill No. 184, An Act relative to the taking of pheasants.

Engrossed. **Chapter 80, Laws of 1957.**

House Bill No. 185, An Act relative to group life insurance limits — model definition.

Killed. ———

House Bill No. 186, An Act relative to form of state budget and request by state agencies for appropriations and capital improvements.

Engrossed. **Chapter 173, Laws of 1957.**

House Bill No. 187, An Act to redistrict the state into senatorial districts.

Referred to Special Committee of Senate.

House Bill No. 188, An Act to authorize service of process upon nonresidents and provide indemnity by state contractors for personal injuries and property damage.

Killed.

House Bill No. 189, An Act relative to issuance of liquor licenses for hotels in the town of Hampton.

Killed.

House Bill No. 190, An Act increasing the jurisdiction of municipal courts in small claims.

Engrossed. **Chapter 35, Laws of 1957.**

House Bill No. 191, An Act to increase salaries of justices of the supreme and superior courts.

Engrossed. **Chapter 68, Laws of 1957.**

House Bill No. 192, An Act relating to fraudulent checks issued in payment for services.

Engrossed. **Chapter 137, Laws of 1957.**

House Bill No. 193, An Act relating to committal to jail for non-payment of taxes.

Engrossed. **Chapter 41, Laws of 1957.**

House Bill No. 194, An Act abolishing the civil and criminal jurisdiction of justices of the peace.

Engrossed. **Chapter 244, Laws of 1957.**

House Bill No. 195, An Act establishing a comprehensive system of district courts.

Killed.

House Bill No. 196, An Act relative to public employment.

Killed.

House Bill No. 197, An Act relative to divorce decrees.

Killed.

House Bill No. 198, An Act relative to replacement in and extension of the heating plant system at the University of New Hampshire.

Engrossed. **Chapter 248, Laws of 1957.**

House Bill No. 199, An Act relative to jurisdiction under the workmen's compensation act.

Killed. ———

House Bill No. 200, An Act relating to acknowledgments.

Engrossed. **Chapter 54, Laws of 1957.**

House Bill No. 201, An Act relative to permits to replace utility poles.

Killed. ———

House Bill No. 202, An Act relating to enforcement of support.

Engrossed. **Chapter 53, Laws of 1957.**

House Bill No. 203, An Act to provide for the appointment of not more than ten assistant school superintendents.

Killed. ———

House Bill No. 204, An Act relative to the establishment of recreational roads.

Killed. ———

House Bill No. 205, An Act relative to compulsory motor vehicle liability insurance.

Killed. ———

House Bill No. 206, An Act relative to The Littleton Savings Bank.

Engrossed. **Chapter 384, Laws of 1957.**

House Bill No. 207, An Act relative to the salary of the justice of the Salem municipal court.

Engrossed. **Chapter 83, Laws of 1957**

House Bill No. 208, An Act relative to registration of motor boats and outboard motors.

Killed. ———

House Bill No. 209, An Act relative to the clerk's fee for issuing certificate of conformity to requirements of marriage intentions notice.

Killed.

House Bill No. 210, An Act relative to chattel mortgages and conditional sales contracts.

Killed.

House Bill No. 211, An Act providing for a deputy commissioner of education.

Engrossed. **Chapter 90, Laws of 1957.**

House Bill No. 212, An Act relating to the construction of state armories.

Engrossed. **Chapter 70, Laws of 1957.**

House Bill No. 213, An Act relating to age of committal to the state industrial school.

Engrossed. **Chapter 124, Laws of 1957.**

House Bill No. 214, An Act relative to the powers of village precinct of Hanover to install parking meters and to incur indebtedness for off-street parking facilities.

Engrossed. **Chapter 392, Laws of 1957.**

House Bill No. 215, An Act relative to compulsory tests for intoxication.

Killed.

House Bill No. 216, An Act relative to the construction of two buildings for instructional purposes and the remodeling of certain present buildings at the University of New Hampshire.

Engrossed. **Chapter 247, Laws of 1957.**

House Bill No. 217, An Act relating to school building aid.

Engrossed. **Chapter 301, Laws of 1957.**

House Bill No. 218, An Act relative to fees for funeral directors and embalmers.

Engrossed. **Chapter 77, Laws of 1957.**

House Bill No. 219, An Act relative to payment of licensing fees for dogs and to killing unlicensed dogs.
Killed.

House Bill No. 220, An Act relative to trustee process.
Engrossed. **Chapter 55, Laws of 1957.**

House Bill No. 221, An Act relative to the Laconia Home for the Aged.
Engrossed. **Chapter 403, Laws of 1957.**

House Bill No. 222, An Act for additional appropriation for the dormitory for women at the university.
Engrossed. **Chapter 16, Laws of 1957.**

House Bill No. 223, An Act relative to the construction of a dormitory for men at the University of New Hampshire, and to be liquidated from income.
Engrossed. **Chapter 242, Laws of 1957.**

House Bill No. 224, An Act relative to the Bristol village fire precinct.
Engrossed. **Chapter 378, Laws of 1957.**

House Bill No. 225, An Act relative to the interstate compact on juveniles.
Engrossed. **Chapter 174, Laws of 1957.**

House Bill No. 226, An Act relative to town appropriations for band concerts.
Engrossed. **Chapter 85, Laws of 1957.**

House Bill No. 227, An Act changing the name of Bog pond in the town of Andover to Blackwater pond.
Engrossed. **Chapter 62, Laws of 1957.**

House Bill No. 228, An Act relative to the salaries of the justices and special justice of Hampton municipal court.
Engrossed. **Chapter 125, Laws of 1957.**

House Bill No. 229, An Act providing for special nonresident student hunting licenses.
Killed.

House Bill No. 230, An Act relative to sale of liquor and beverages by administrators and others in certain cases.
Engrossed. **Chapter 28, Laws of 1957.**

House Bill No. 231, An Act relative to sale of electrical appliances.
Engrossed. **Chapter 192, Laws of 1957.**

House Bill No. 232, An Act relative to payment of burial expenses under Workmen's Compensation.
Killed. ———

House Bill No. 233, An Act relating to conduct after a motor vehicle accident.
Engrossed. **Chapter 144, Laws of 1957.**

House Bill No. 234, An Act relative to liability of parents for destruction of property by juveniles.
Killed. ———

House Bill No. 235, An Act providing penalty for false bomb scares.
Killed. ———

House Bill No. 236, An Act relative to convicting uninsured motorists and the disposal of fines therefrom.
Engrossed. **Chapter 305, Laws of 1957.**

House Bill No. 237, An Act extending road in Warner.
Engrossed. **Chapter 193, Laws of 1957.**

House Bill No. 238, An Act relative to operation of motor vehicles at intersecting roads.
Killed. ———

House Bill No. 239, An Act relative to motor vehicle probationary licenses.
Killed. ———

House Bill No. 240, An Act relative to railroad employees' safety.
Killed. ———

House Bill No. 241, An Act relating to wilful concealment of merchandise in stores.

Engrossed. **Chapter 81, Laws of 1957.**

House Bill No. 242, An Act relative to folding and depositing ballots at elections.

Killed.

House Bill No. 243, An Act relative to state employees annual and sick leave.

Killed.

House Bill No. 244, An Act relative to imposing head tax on certain nonresidents working within the state.

Killed.

House Bill No. 245, An Act to authorize the school district of Pelham to exceed its limit of bonded indebtedness.

Engrossed. **Chapter 381, Laws of 1957.**

House Bill No. 246, An Act to repeal the classification of Little Sugar River under the water pollution law.

Killed.

House Bill No. 247, An Act relating to disqualification for employment by a city.

Killed

House Bill No. 248, An Act relative to appointment of police commissioners for the city of Rochester.

Killed.

House Bill No. 249, An Act providing for an assistant solicitor and investigator for the Hillsborough County Solicitor.

Engrossed. **Chapter 263, Laws of 1957.**

House Bill No. 250, An Act relative to salary and expenses of sheriff of Sullivan County.

Killed.

House Bill No. 251, An Act to define the powers of the finance commission for the city of Manchester.

Killed.

House Bill No. 252, An Act providing for an official state bird.

Engrossed. **Chapter 87, Laws of 1957.**

House Bill No. 253, An Act relative to hunting accidents.

Killed.

House Bill No. 254, An Act requiring proof of ownership in the transportation of Christmas trees and Christmas greens on public highways.

Engrossed. **Chapter 138, Laws of 1957.**

House Bill No. 255, An Act transferring the administration of motor carriers of property and motor carriers of passengers to the motor vehicle department.

Killed.

House Bill No. 256, An Act relative to advertising by motels, cabins and motor courts.

Killed.

House Bill No. 257, An Act relative to bounties on porcupines.

Killed.

House Bill No. 258, An Act relative to longevity payments to state employees.

Killed.

House Bill No. 259, An Act relative to aquatic nuisance control.

Killed.

House Bill No. 260, An Act relative to commercial pension funds and trustee welfare funds.

Referred to Legislative Council.

House Bill No. 261, An Act relative to prohibitions against hunting on certain lands.

Killed. ———

House Bill No. 262, An Act relative to use of fluorine in public water supplies.

Engrossed. **Chapter 306, Laws of 1957.**

House Bill No. 263, An Act relative to converting the so-called Winant House into a residence for the governor.

Killed. ———

House Bill No. 264, An Act relating to the classification of Ammonoosuc River and its tributaries.

Killed. ———

House Bill No. 265, An Act relative to the Gafney Home for the Aged.

Engrossed. **Chapter 393, Laws of 1957**

House Bill No. 266, An Act prohibiting open season for taking beaver in counties of Grafton, Coos and Carroll.

Killed. ———

House Bill No. 267, An Act relative to the regulation and licensing of coin operated machines.

Killed. ———

House Bill No. 268, An Act increasing the salary of the justice of the municipal courts of Rochester, Derry and Exeter.

Engrossed. **Chapter 243, Laws of 1957.**

House Bill No. 269, An Act relative to the construction, reconstruction and betterment of Class I, II, IV and V highways.

Engrossed. **Chapter 273, Laws of 1957**

House Bill No. 270, An Act modifying the New Hampshire Teachers' Retirement System and integrating its benefits with Federal Old-Age and Survivors' Insurance benefits.

Engrossed. **Chapter 48, Laws of 1957.**

House Bill No. 271, An Act appropriating additional sums for aid to school districts and the University of New Hampshire and for increasing the general funds of the state.
Killed.

House Bill No. 272, An Act relating to the equipment of rail track motor cars used, or furnished by common carriers by railroad for transporting employees.
Killed.

House Bill No. 273, An Act repealing certain provisions relative to seed trees after cutting timber.
Killed.

House Bill No. 274, An Act relative to powers and duties of arborists.
Engrossed. **Chapter 73, Laws of 1957.**

House Bill No. 275, An Act relative to taking brook trout.
Killed.

House Bill No. 276, An Act relative to justices of the Laconia municipal court.
Engrossed. **Chapter 175, Laws of 1957.**

House Bill No. 277, An Act relative to the government of town and school meetings.
Engrossed. **Chapter 84, Laws of 1957.**

House Bill No. 278, An Act relative to special parking privileges for persons with so-called walking disability.
Engrossed. **Chapter 160, Laws of 1957.**

House Bill No. 279, An Act providing for scholarships at the University of New Hampshire.
Killed.

House Bill No. 280, An Act repealing the provisions of the Fair Trade Law.
Killed.

House Bill No. 281, An Act relative to medical referees.
Killed.

House Bill No. 282, An Act relative to the responsibility of parents.

Killed.

House Bill No. 283, An Act relative to carrying certain passengers in trucks.

Engrossed. **Chapter 161, Laws of 1957.**

House Bill No. 284, An Act relative to the open season for taking fur-bearing animals.

Engrossed. **Chapter 151, Laws of 1957.**

House Bill No. 285, An Act relative to the misuse of motor vehicle number plates.

Engrossed. **Chapter 168, Laws of 1957.**

House Bill No. 286, An Act relating to disabled veterans hunting from motor vehicles.

Engrossed. **Chapter 188, Laws of 1957.**

House Bill No. 287, An Act relative to meetings of the Council of Portsmouth.

Engrossed. **Chapter 394, Laws of 1957.**

House Bill No. 288, An Act relative to preparation and posting of check lists in the city of Portsmouth.

Engrossed. **Chapter 399, Laws of 1957.**

House Bill No. 289, An Act relative to publication of ordinances of Portsmouth.

Engrossed. **Chapter 400, Laws of 1957.**

House Bill No. 290, An Act providing for salaries of unclassified state officials, and establishing certain positions.

Killed.

House Bill No. 291, An Act providing for salaries for classified state employees, and salaries of unclassified state officials.

Engrossed. **Chapter 274, Laws of 1957.**

House Bill No. 292, An Act relative to purchasing liability insurance at state recreation facilities.

Killed. ———

House Bill No. 293, An Act relating to revocation of automobile licenses.

Killed. ———

House Bill No. 294, An Act relative to positions in the service of the city of Portsmouth.

Killed. ———

House Bill No. 295, An Act relative to merit system of personnel in the service of the city of Portsmouth.

Killed. ———

House Bill No. 296, An Act relative to membership on personnel advisory board in the city of Portsmouth.

Killed. ———

House Bill No. 297, An Act relative to conveyance of land to the town of Nottingham.

Engrossed. **Chapter 318, Laws of 1957.**

House Bill No. 298, An Act to enforce safety sanitation and adequate shelter for railroad employees.

Killed. ———

House Bill No. 299, An Act relative to benefits under policemen's retirement system.

Engrossed. **Chapter 189, Laws of 1957.**

House Bill No. 300, An Act providing for a first-aid room in the state house.

Engrossed. **Chapter 245, Laws of 1957.**

House Bill No. 301, An Act relative to the salary of the clerk of Claremont municipal court.

Killed. ———

House Bill No. 302, An Act relative to the salary of the mayor, aldermen and members of the school committee of the city of Manchester.

Engrossed. **Chapter 437, Laws of 1957.**

House Bill No. 303, An Act relative to educational facilities for intellectually retarded children.

Engrossed. **Chapter 196, Laws of 1957.**

House Bill No. 304, An Act relative to throwing, depositing and dumping of refuse.

Killed.

House Bill No. 305, An Act relative to minimum wage law.

Engrossed. **Chapter 311, Laws of 1957.**

House Bill No. 306, An Act relative to salaries of ward selectmen and ward clerks in the city of Manchester.

Killed.

House Bill No. 307, An Act relative to tuition payments at the teachers colleges.

Killed.

House Bill No. 308, An Act relative to the registration of motor buses which are operated both within and without the state and the registration fees thereon.

Killed.

House Bill No. 309, An Act relative to holding caucuses during December prior to the convening of the general court.

Killed.

House Bill No. 310, An Act requiring the inspection of railroad main line tracks to prevent accidents.

Killed.

House Bill No. 311, An Act relative to applications for licenses for running or harness horse races.

Killed.

House Bill No. 312, An Act relative to rights of retired state employees.

Killed.

House Bill No. 313, An Act relative to the salaries of the justice and clerk of the municipal court of Dover.

Engrossed. **Chapter 234, Laws of 1957.**

House Bill No. 314, An Act relative to salaries of classified and unclassified state employees and officials.
Killed.

House Bill No. 315, An Act relative to licenses to hunt.
Killed.

House Bill No. 316, An Act relative to code of ethics for public officers and relative to certain prohibited practices.
Killed.

House Bill No. 317, An Act relative to an appropriation for matching town funds for airport construction.
Engrossed. **Chapter 319, Laws of 1957.**

House Bill No. 318, An Act relative to establishing a road through Wadleigh Park in Sutton as a recreational road.
Engrossed. **Chapter 162, Laws of 1957.**

House Bill No. 319, An Act relative to compensation for deputy registers of probate.
Killed.

House Bill No. 320, An Act relative to road toll on interstate motor carriers of passengers.
Killed.

House Bill No. 321, An Act relative to minimum wages of employees engaged in construction of school buildings or additions thereto.
Killed.

House Bill No. 322, An Act relating to the conduct of sweepstake races and the sale of tickets thereon.
Killed.

House Bill No. 323, An Act increasing agent's fees for issuing fish and game licenses.
Killed.

House Bill No. 324, An Act relative to taking of clams.
Engrossed. **Chapter 251, Laws of 1957.**

House Bill No. 325, An Act relative to hunting in the southern part of the state.

Killed.

House Bill No. 326, An Act relative to liens for labor and materials.

Killed.

House Bill No. 327, An Act relative to a certain highway in the town of Lincoln, Livermore, Waterville, Albany and Conway.

Engrossed. **Chapter 268, Laws of 1957.**

House Bill No. 328, An Act relative to operation of motor vehicles when approaching a blind pedestrian with a seeing eye dog on crosswalks.

Engrossed. **Chapter 184, Laws of 1957.**

House Bill No. 329, An Act relative to veterans service officer.

Killed.

House Bill No. 330, An Act relative to balloting for town manager.

Engrossed. **Chapter 152, Laws of 1957.**

House Bill No. 331, An Act relative to powers of mayor and aldermen over finance commission in the city of Manchester.

Engrossed. **Chapter 434, Laws of 1957.**

House Bill No. 332, An Act relative to hospital licensing.

Killed.

House Bill No. 333, An Act relative to mileage allowance for members of the general court.

Engrossed. **Chapter 272, Laws of 1957.**

House Bill No. 334, An Act to provide revenue for cities and towns.

Killed.

House Bill No. 335, An Act relative to the state's share of the school superintendents' salaries.

Engrossed. **Chapter 252, Laws of 1957.**

House Bill No. 336, An Act relative to disqualification of certain election officials in the counting of ballots.

Killed.

House Bill No. 337, An Act relative to certification by notary public in absentee voting.

Killed.

House Bill No. 338, An Act to establish the city of Lebanon.

Engrossed. **Chapter 419, Laws of 1957.**

House Bill No. 339, An Act relative to the government of the city of Concord.

Engrossed. **Chapter 429, Laws of 1957.**

House Bill No. 340, An Act relating to discrimination because of race, creed, ancestry or national origin in employment and place of public accommodation.

Referred to Judicial Council.

House Bill No. 341, An Act relative to operation of trains at railroad crossings.

Killed.

House Bill No. 342, An Act relative to taxation of legacies and successions.

Killed.

House Bill No. 343, An Act relative to milk control in the state.

Killed.

House Bill No. 344, An Act relative to the compensation of legislative attaches.

Engrossed. **Chapter 314, Laws of 1957.**

House Bill No. 345, An Act establishing the advisory committee on shore fisheries.

Engrossed. **Chapter 176, Laws of 1957.**

House Bill No. 346, An Act relative to members of the general court drawing unemployment compensation benefits.

Killed. ———

House Bill No. 347, An Act abolishing the law relative to political expenditures.

Killed.

House Bill No. 348, An Act relative to a road from Canaan Center to Lyme Center.

Killed. ———

House Bill No. 349, An Act relative to insertion of additional information on motor vehicle operator's licenses and fish and game licenses.

Engrossed. **Chapter 177, Laws of 1957.**

House Bill No. 350, An Act relative to borrowing capacity of cooperative school districts.

Engrossed. **Chapter 126, Laws of 1957.**

House Bill No. 351, An Act relative to the salary of the justice of the Pittsfield municipal court.

Killed. ———

House Bill No. 352, An Act legalizing the proceeding of the town meeting held in Atkinson, March 12, 1957.

Engrossed. **Chapter 396, Laws of 1957.**

House Bill No. 353, An Act legalizing the annual town meeting held in the town of Lyndeborough, March 12, 1957.

Engrossed. **Chapter 388, Laws of 1957.**

House Bill No. 354, An Act relative to transfer of administration of laws relative to boat registration from public utilities to department of fish and game.

Killed. ———

House Bill No. 355, An Act relative to employment in the state personnel system.

Killed.

House Bill No. 356, An Act relative to description of land taken for highway purposes.

Killed.

House Bill No. 357, An Act providing a uniform season for taking wild deer.

Engrossed. **Chapter 253, Laws of 1957.**

House Bill No. 358, An Act repealing the provisions setting up the legislative council.

Killed.

House Bill No. 359, An Act defining agricultural farming and farm under the motor vehicle laws.

Engrossed. **Chapter 283, Laws of 1957.**

House Bill No. 360, An Act relative to appropriations for capital improvements or the issuance of bonds in the city of Laconia.

Engrossed. **Chapter 410, Laws of 1957.**

House Bill No. 361, An Act providing for an additional appropriation for expenses of the legislature.

Engrossed. **Chapter 42, Laws of 1957.**

House Bill No. 362, An Act relative to state aid to school districts.

Engrossed. **Chapter 302, Laws of 1957.**

House Bill No. 363, An Act relative to unemployment compensation for lease-purchase contract on behalf of the state for an office building for the division of employment security.

Engrossed. **Chapter 163, Laws of 1957.**

House Bill No. 364, An Act relative to the maintenance of artificial appliances furnished injured workmen under the workmen's compensation law.

Killed. ———

House Bill No. 365, An Act changing classification of Lempster road.

Engrossed. **Chapter 145, Laws of 1957.**

House Bill No. 366, An Act extending the power of the director of fish and game to making regulations for taking of wild deer.

Killed. ———

House Bill No. 367, An Act relative to salaries of members of Manchester school committee.

Killed. ———

House Bill No. 368, An Act prohibiting the use of glass containers for the sale of gasoline.

Killed. ———

House Bill No. 369, An Act providing a special season for taking black bass with artificial flies only.

Killed. ———

House Bill No. 370, An Act relative to the designation of a Class I highway in Walpole.

Engrossed. **Chapter 127, Laws of 1957.**

House Bill No. 371, An Act relative to disposition of fines imposed on appeal to superior court involving fish and game and motor vehicle violations.

Engrossed. **Chapter 110, Laws of 1957.**

House Bill No. 372, An Act relative to the salary of the Merrimack County solicitor.

Killed. ———

House Bill No. 373, An Act to provide for a farm registration for motor trucks and semi-trailers when used exclusively on farm purposes.

Engrossed. **Chapter 235, Laws of 1957.**

House Bill No. 374, An Act relative to interest charges on judgments or awards in certain civil cases.

Engrossed. **Chapter 201, Laws of 1957.**

House Bill No. 375, An Act adopting the interpleader compact.

Engrossed. **Chapter 128, Laws of 1957.**

House Bill No. 376, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

Engrossed. **Chapter 293, Laws of 1957.**

House Bill No. 377, An Act relative to investigation of subversive activities.

Engrossed. **Chapter 178, Laws of 1957.**

House Bill No. 378, An Act relative to penalty for violating parking signs at court house property.

Killed. ———

House Bill No. 379, An Act relative to preparing and distributing a peace officer's manual.

Engrossed. **Chapter 205, Laws of 1957.**

House Bill No. 380, An Act relative to reports by labor unions of receipts and expenditures.

Killed. ———

House Bill No. 381, An Act relative to call and demand transportation of passengers by motor vehicles.

Engrossed. **Chapter 308, Laws of 1957.**

House Bill No. 382, An Act relative to registers to be kept of guests at camps.

Killed. ———

House Bill No. 383, An Act providing for retirement benefits for widows and mothers of policemen.

Killed. ———

House Bill No. 384, An Act relating to taxation in Pittsburg and Clarksville.

Engrossed. **Chapter 294, Laws of 1957.**

House Bill No. 385, An Act relating to access to Silver Lake.

Killed. ———

House Bill No. 386, An Act relative to appropriations for the department of public works and highways.

Killed. ———

House Bill No. 387, An Act to amend certain provisions relating to railroad fares and conduct of railroad passengers.

Engrossed. **Chapter 111, Laws of 1957.**

House Bill No. 388, An Act establishing the New Hampshire State Port Authority.

Engrossed. **Chapter 262, Laws of 1957.**

House Bill No. 389, An Act to provide for the establishment of insect and pest control districts.

Engrossed. **Chapter 179, Laws of 1957.**

House Bill No. 390, An Act relative to appointment of a chief of police.

Engrossed. **Chapter 206, Laws of 1957.**

House Bill No. 391, An Act relating to the registration of voters in the city of Portsmouth.

Killed. ———

House Bill No. 392, An Act requiring a new registration of voters in the city of Portsmouth every four years.

Killed. ———

House Bill No. 393, An Act relative to the charter of the city of Portsmouth.

Engrossed. **Chapter 412, Laws of 1957.**

House Bill No. 394, An Act relative to the abatement of taxes.

Killed. ———

House Bill No. 395, An Act relative to Belknap recreational area.

Engrossed. **Chapter 420, Laws of 1957.**

House Bill No. 396, An Act relative to destruction of records in connection with commission of minor crimes.

Killed. ———

House Bill No. 397, An Act relative to recreational roads at Bear Brook State Reservation.

Killed. ———

House Bill No. 398, An Act relative to members of interstate commissions, and retirement benefits therefor.

Engrossed. **Chapter 207, Laws of 1957.**

House Bill No. 399, An Act to authorize the employment of an additional assistant attorney-general and clerical assistance for the law department.

Engrossed. **Chapter 315, Laws of 1957.**

House Bill No. 400, An Act relative to establishment of a board of institutions, corrections and hospitals.

Engrossed. **Chapter 164, Laws of 1957.**

House Bill No. 401, An Act relative to vicious dogs.

Engrossed. **Chapter 148, Laws of 1957.**

House Bill No. 402, An Act relative to exemption from the stock-in-trade tax.

Referred to the Legislative Council. ———

House Bill No. 403, An Act relative to transfer of permanent motor vehicle inspectors who are present members of the state employee's retirement system to the policemen's retirement system.

Killed.

House Bill No. 404, An Act relative to issuance of hotel liquor licenses in towns voting against the sale of malt beverages.

Killed.

House Bill No. 405, An Act relative to annual returns of business corporations.

Engrossed. **Chapter 180, Laws of 1957.**

House Bill No. 406, An Act to establish the New Hampshire distributing agency.

Engrossed. **Chapter 284, Laws of 1957.**

House Bill No. 407, An Act to revise the charter of the city of Rochester.

Engrossed. **Chapter 427, Laws of 1957.**

House Bill No. 408, An Act increasing the salaries of state employees.

Killed.

House Bill No. 409, An Act establishing a state council on the problems of the aging.

Engrossed. **Chapter 264, Laws of 1957.**

House Bill No. 410, An Act granting zoning authority to the Kearsarge Lighting Precinct.

Engrossed. **Chapter 408, Laws of 1957.**

House Bill No. 411, An Act relative to suspension of motor vehicle operators license for conviction of speeding.

Killed.

House Bill No. 412, An Act relative to the police department of the town of Exeter.

Engrossed. **Chapter 409, Laws of 1957.**

House Bill No. 413, An Act legalizing the school district meeting held in Hudson on March 16, 1957.

Engrossed. **Chapter 405, Laws of 1957.**

House Bill No. 414, An Act relating to applications of minimum wage law to employees of homes for the aged.

Killed.

House Bill No. 415, An Act relative to the exclusion of cost of sewage treatment works and sewerage systems from net indebtedness under the municipal finance act and increasing the state guarantee of municipal bonds issued for the construction of said projects.

Engrossed. **Chapter 213, Laws of 1957.**

House Bill No. 416, An Act making appropriations for the expenses for the state of New Hampshire for the year ending June 30, 1958.

Engrossed. **Chapter 320, Laws of 1957.**

House Bill No. 417, An Act making appropriations for the expenses for the state of New Hampshire for the year ending June 30, 1959.

Engrossed. **Chapter 321, Laws of 1957.**

House Bill No. 418, An Act legalizing certain action taken by the town of Bristol and the Bristol fire precinct.

Engrossed. **Chapter 406, Laws of 1957.**

House Bill No. 419, An Act relative to credit unions.

Killed.

House Bill No. 420, An Act to promote the safety of the public in the use and operation of cable and rope devices for up-hill transportation of passengers.

Engrossed. **Chapter 254, Laws of 1957.**

House Bill No. 421, An Act making appropriations for the governor's legal counsel.

Engrossed. **Chapter 242, Laws of 1957.**

House Bill No. 422, An Act to amend the charter of the New Hampshire Antiquarian Society.

Engrossed. **Chapter 421, Laws of 1957.**

House Bill No. 423, An Act relative to appropriations for the University of New Hampshire.

Killed. ———

House Bill No. 424, An Act relative to ingress to the Everett Highway, also known as the Central New Hampshire Turnpike.

Killed. ———

House Bill No. 425, An Act designating the House of Correction for Rockingham county as a jail for the confinement of prisoners.

Killed. ———

House Bill No. 426, An Act relative to damages to motor vehicles resulting from collision with deer.

Killed. ———

House Bill No. 427, An Act relative to liability of third persons under workmen's compensation law.

Killed. ———

House Bill No. 428, An Act providing for a supplemental appropriation for the expenses of the legislature.

Engrossed. **Chapter 119, Laws of 1957.**

House Bill No. 429, An Act relative to election campaign receipts and expenditures.

Engrossed. **Chapter 303, Laws of 1957.**

House Bill No. 430, An Act relative to the school committee of Manchester.

Killed. ———

House Bill No. 431, An Act legalizing a meeting of the Hillsborough county convention held March 25, 1957.

Engrossed. **Chapter 404, Laws of 1957.**

House Bill No. 432, An Act providing for salaries for members of the Somersworth city council.

Engrossed. **Chapter 432, Laws of 1957.**

House Bill No. 433, An Act relative to Troy Water Works.

Engrossed. **Chapter 418, Laws of 1957.**

House Bill No. 434, An Act changing the name of a pond in the town of Middleton.

Engrossed. **Chapter 255, Laws of 1957.**

House Bill No. 435, An Act to abolish the Personnel Commission.

Killed. ———

House Bill No. 436, An Act relative to marriage of epileptic persons.

Engrossed. **Chapter 275, Laws of 1957.**

House Bill No. 437, An Act relative to annual salaries of the Carroll county commissioners.

Engrossed. **Chapter 246, Laws of 1957.**

House Bill No. 438, An Act relating to the Franklin police force.

Engrossed. **Chapter 425, Laws of 1957.**

House Bill No. 439, An Act relative to accident reports filed with the Public Utilities Commission.

Killed. ———

House Bill No. 440, An Act legalizing the action taken at the meeting of the Reed's Ferry village water and sewer district held March 25, 1957.

Engrossed. **Chapter 417, Laws of 1957.**

House Bill No. 441, An Act relative to constitutional amendment ballots.

Engrossed. **Chapter 236, Laws of 1957.**

House Bill No. 442, An Act relative to audits of the accounts of the city of Dover.

Engrossed. **Chapter 428, Laws of 1957.**

House Bill No. 443, An Act to repeal charters of certain corporations.

Engrossed. **Chapter 424, Laws of 1957.**

House Bill No. 444, An Act relative to a study of procedures for making up check-lists.

Engrossed. **Chapter 276, Laws of 1957.**

House Bill No. 445, An Act legalizing a certain budget hearing of the Carroll county convention and budget meetings held pursuant thereto.

Engrossed. **Chapter 422, Laws of 1957.**

House Bill No. 446, An Act making temporary appropriations for the state of New Hampshire for the month of July, 1957.

Engrossed. **Chapter 222, Laws of 1957.**

House Bill No. 447, An Act making appropriations for the expenses of the department of Public Works and Highways for the year ending June 30, 1958, and providing funds for highway improvements.

Engrossed. **Chapter 289, Laws of 1957.**

House Bill No. 448, An Act making appropriations for the expenses of the department of Public Works and Highways for the year ending June 30, 1959, and providing funds for highway improvements.

Engrossed. **Chapter 290, Laws of 1957.**

House Bill No. 449, An Act relative to agreements between towns in connection with federal or interstate flood control projects.

Engrossed. **Chapter 287, Laws of 1957.**

House Bill No. 450, An Act relative to use of balance of certain bond issues of the city of Portsmouth.

Engrossed. **Chapter 430, Laws of 1957.**

House Bill No. 451, An Act relating to the salaries of the board of supervisors of the city of Laconia.

Engrossed. **Chapter 432, Laws of 1957.**

HOUSE JOINT RESOLUTIONS

House Joint Resolution No. 1, Joint Resolution in favor of Norman Purinton.

Killed. ———

House Joint Resolution No. 2, Joint Resolution in favor of Louise A. Jones.

Killed. ———

House Joint Resolution No. 3, Joint Resolution in favor of Michael P. O'Donnell of Manchester.

Engrossed. **Chapter 325, Laws of 1957.**

House Joint Resolution No. 4, Joint Resolution in favor of Alba Kern of Loudon.

Killed. ———

House Joint Resolution No. 5, Joint Resolution for special appropriation for vocational rehabilitation.

Engrossed. **Chapter 323, Laws of 1957.**

House Joint Resolution No. 6, Joint Resolution for the purchase of state flags for the national guard.

Killed. ———

House Joint Resolution No. 7, Joint Resolution in favor of John T. Keane.

Engrossed. **Chapter 331, Laws of 1957.**

House Joint Resolution No. 8, Joint Resolution in favor of Theodore F. Von Hagen.

Engrossed. **Chapter 332, Laws of 1957.**

House Joint Resolution No. 9, Joint Resolution in favor of Frederic C. Lund.

Killed. ———

House Joint Resolution No. 10, Joint Resolution relative to ascertaining the desires of the people on the question of taxation.

Killed.

House Joint Resolution No. 11, Joint Resolution in favor of certain towns in payment for porcupine bounties.

Engrossed. **Chapter 333, Laws of 1957.**

House Joint Resolution No. 12, Joint Resolution relating to town of Gilsum.

Engrossed. **Chapter 324, Laws of 1957.**

House Joint Resolution No. 13, Joint Resolution memorializing the Congress of tne United States of America to propose an amendment to the Constitution of the United States with respect to the election of the president and vice president.

Killed.

House Joint Resolution No. 14, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the procedure for amending the Constitution.

Killed.

House Joint Resolution No. 15, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to the balancing of the budget.

Killed.

House Joint Resolution No. 16, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relative to taxes on income, inheritance, and gifts.

Killed.

House Joint Resolution No. 17, Joint Resolution memorializing the Congress of the United States of America to propose an amendment to the Constitution of the United States relating to the legal effect of certain treaties and other international agreements.

Killed.

House Joint Resolution No. 18, Joint Resolution relative to lookout tower on Smarts Mountain.

Killed. ———

House Joint Resolution No. 19, Joint Resolution in favor of Florence Smith.

Engrossed. **Chapter 337, Laws of 1957.**

House Joint Resolution No. 20, Joint Resolution for appropriation to carry out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

Engrossed. **Chapter 360, Laws of 1957.**

House Joint Resolution No. 21, Joint Resolution relative to aerial geophysical survey of portions of this state.

Engrossed. **Chapter 328, Laws of 1957.**

House Joint Resolution No. 22, Joint Resolution in favor of Howard Cass.

Engrossed. **Chapter 327, Laws of 1957.**

House Joint Resolution No. 23, Joint Resolution in favor of Harry L. Hurlbert.

Engrossed. **Chapter 326, Laws of 1957.**

House Joint Resolution No. 24, Joint Resolution relative to eradication of ragweed.

Killed. ———

House Joint Resolution No. 25, Joint Resolution in favor of Russell A. Mason.

Killed. ———

House Joint Resolution No. 26, Joint Resolution in favor of George F. Ordway.

Killed. ———

House Joint Resolution No. 27, Joint Resolution in favor of Neil B. Ordway.

Killed. ———

House Joint Resolution No. 28, Joint Resolution in favor of Frederick W. Ordway.

Killed.

House Joint Resolution No. 29, Joint Resolution in favor of Robert J. Croteau.

Killed.

House Joint Resolution No. 30, Joint Resolution in favor of the New Hampshire Veterans' Association.

Engrossed. **Chapter 329, Laws of 1957.**

House Joint Resolution No. 31, Joint Resolution relative to reconstruction of Fort at Number Four.

Engrossed. **Chapter 365, Laws of 1957.**

House Joint Resolution No. 32, Joint Resolution relative to Hampton Beach parking area.

Engrossed. **Chapter 346, Laws of 1957.**

House Joint Resolution No. 33, Joint Resolution directing the governor to conduct a survey to provide adequate planning for a mental health program.

Engrossed. **Chapter 356, Laws of 1957.**

House Joint Resolution No. 34, Joint Resolution in favor of the Franconia Ski Club.

Engrossed. **Chapter 358, Laws of 1957.**

House Joint Resolution No. 35, Joint Resolution relative to control of the Dutch elm disease.

Killed.

House Joint Resolution No. 36, Joint Resolution for the protection of the Old Man of the Mountain.

Engrossed. **Chapter 352, Laws of 1957.**

House Joint Resolution No. 37, Joint Resolution in favor of Walter H. Burbee.

Engrossed. **Chapter 334, Laws of 1957.**

House Joint Resolution No. 38, Joint Resolution relative to a study of the pollution problem of the Great Bay watershed.

Engrossed. **Chapter 359, Laws of 1957.**

House Joint Resolution No. 39, Joint Resolution relative to a special committee to study the railroad problem in the state.

Killed. ———

House Joint Resolution No. 40, Joint Resolution to provide community recreation services.

Killed. ———

House Joint Resolution No. 41, Joint Resolution in favor of Stanley E. Eaton.

Killed.

House Joint Resolution No. 42, Joint Resolution for the development of wayside picnic areas.

Engrossed. **Chapter 357, Laws of 1957.**

House Joint Resolution No. 43, Joint Resolution in favor of Fletcher P. Forsyth.

Engrossed. **Chapter 335, Laws of 1957.**

House Joint Resolution No. 44, Joint Resolution providing for supplemental appropriation for recreation division of forestry and recreation.

Engrossed. **Chapter 339, Laws of 1957.**

House Joint Resolution No. 45, Joint Resolution relative to improvements to and a study of facilities at Echo Lake—Cathedral Ledge State Park in North Conway.

Engrossed. **Chapter 361, Laws of 1957.**

House Joint Resolution No. 46, Joint Resolution in favor of Kenneth W. Hayward.

Engrossed. **Chapter 336, Laws of 1957.**

House Joint Resolution No. 47, Joint Resolution in favor of the estate of Edmond Hebert.

Engrossed. **Chapter 330, Laws of 1957.**

House Joint Resolution No. 48, Joint Resolution to provide an inventory of the New Hampshire State Library.

Killed. ———

House Joint Resolution No. 49, Joint Resolution in favor of Mr. and Mrs. A. W. Weigele.

Engrossed. **Chapter 342, Laws of 1957.**

House Joint Resolution No. 50, Joint Resolution authorizing the Governor and the Attorney-General to engage special counsel in the New England Telephone and Telegraph Company rate increase petition.

Killed. ———

House Joint Resolution No. 51, Joint Resolution relative to a continued study of multiple use of the Lake Massabesic region.

Killed. ———

House Joint Resolution No. 52, Joint Resolution in favor of Willard M. Cady.

Engrossed. **Chapter 340, Laws of 1957.**

House Joint Resolution No. 53, Joint Resolution in favor of Warren A. Cole.

Engrossed. **Chapter 343, Laws of 1957.**

House Joint Resolution No. 54, Joint Resolution in favor of Roland E. Jenkins.

Engrossed. **Chapter 344, Laws of 1957.**

House Joint Resolution No. 55, Joint Resolution in favor of Harvey F. Harrison.

Engrossed. **Chapter 345, Laws of 1957.**

House Joint Resolution No. 56, Joint Resolution in favor of Angeline M. St. Pierre.

Killed. ———

House Joint Resolution No. 57, Joint Resolution in favor of A. Raymond Smith.

Engrossed. **Chapter 349, Laws of 1957.**

House Joint Resolution No. 58, Joint Resolution in favor of Franklin Wolfson.

Killed.

House Joint Resolution No. 59, Joint Resolution in favor of George Lindh and Odd Koppang.

Engrossed. **Chapter 350, Laws of 1957.**

House Joint Resolution No. 60, Joint Resolution in favor of Beatrice Wheeler.

Killed.

House Joint Resolution No. 61, Joint Resolution in favor of William L. Shearer, III, Ralph W. Kelley and Louis Blatt.

Engrossed. **Chapter 351, Laws of 1957.**

House Joint Resolution No. 62, Joint Resolution in favor of the estates of Harley A. Crandall and James J. Burke.

Engrossed. **Chapter 355, Laws of 1957.**

House Joint Resolution No. 63, Joint Resolution relating to retired teachers' study.

Engrossed. **Chapter 362, Laws of 1957.**

House Joint Resolution No. 64, Joint Resolution providing for a portrait of Captain Harle Pease, Jr., for the Pease Air Force Base.

Engrossed. **Chapter 354, Laws of 1957.**

SENATE BILLS

Senate Bill No. 1, An Act providing for refund of motor vehicle road toll for retail dealers.

Engrossed. **Chapter 117, Laws of 1957.**

Senate Bill No. 2, An Act repealing certain provisions relative to the removal or discharge of Merrimack county employees.

Engrossed. **Chapter 115, Laws of 1957.**

Senate Bill No. 3, An Act relative to expenditure of state funds on Class IV compact section highways.

Engrossed. **Chapter 181, Laws of 1957.**

Senate Bill No. 4, An Act relative to benefits under the firemen's retirement system.

Engrossed. **Chapter 15, Laws of 1957.**

Senate Bill No. 5, An Act correcting an error in a reference to the provisions of the State Library Commission.

Engrossed. **Chapter 23, Laws of 1957.**

Senate Bill No. 6, An Act relative to payment of costs and attorneys' fees by the state in case of certain appeals from assessment of highway damages.

Killed.

Senate Bill No. 7, An Act relative to limitation of recovery of damages for wrongful death.

Engrossed. **Chapter 91, Laws of 1957.**

Senate Bill No. 8, An Act abolishing the provisions of law relative to milk control.

Killed.

Senate Bill No. 9, An Act relative to public records and proceedings.

Killed.

Senate Bill No. 10, An Act relative to correction of assessments for payment of income taxes.

Engrossed. **Chapter 4, Laws of 1957.**

Senate Bill No. 11, An Act relative to certificates as to payment of legacy taxes.

Killed. ———

Senate Bill No. 12, An Act relating to permitting domestic insurance companies' investments to be held in the name of a nominee.

Engrossed. **Chapter 43, Laws of 1957.**

Senate Bill No. 13, An Act providing special fees for privately-owned school buses.

Engrossed. **Chapter 233, Laws of 1957.**

Senate Bill No. 14, An Act relative to the detention of children in the state prison.

Killed. ———

Senate Bill No. 15, An Act relative to date of annual assessment in unincorporated places.

Engrossed. **Chapter 153, Laws of 1957.**

Senate Bill No. 16, An Act relative to certain refunds of municipal permit fees.

Engrossed. **Chapter 24, Laws of 1957.**

Senate Bill No. 17, An Act to amend the charter of the Wentworth Home for the Aged.

Engrossed. **Chapter 379, Laws of 1957.**

Senate Bill No. 18, An Act relative to motor vehicles or trailers transporting pulpwood.

Engrossed. **Chapter 38, Laws of 1957.**

Senate Bill No. 19, An Act relating to transporter registration.

Engrossed. **Chapter 316, Laws of 1957.**

Senate Bill No. 20, An Act relating to salaries of certain officials of the city of Nashua.

Engrossed. **Chapter 377, Laws of 1957.**

Senate Bill No. 21, An Act relative to the registration of motor vehicles by manufacturers or dealers.

Engrossed. **Chapter 310, Laws of 1957.**

Senate Bill No. 22, An Act relative to the sale of motor vehicles unfit for reconditioning for use upon the highways.

Killed. ———

Senate Bill No. 23, An Act relative to open season for taking wild deer.

Killed. ———

Senate Bill No. 24, An Act concerning investments by savings banks in mortgages of improvements on land subject to a United States Forest Service permit.

Engrossed. **Chapter 39, Laws of 1957.**

Senate Bill No. 25, An Act relating to gifts of securities and money to minors.

Engrossed. **Chapter 74, Laws of 1957.**

Senate Bill No. 26, An Act establishing a department of personnel under the direction of a personnel commission.

Engrossed. **Chapter 88, Laws of 1957.**

Senate Bill No. 27, An Act to enable the town of Rindge to establish a trust fund.

Engrossed. **Chapter 370, Laws of 1957.**

Senate Bill No. 28, An Act relative to the legalization of town or school district meetings.

Killed. ———

Senate Bill No. 29, An Act changing the name and altering the purposes of the Conference of Baptist Ministers in New Hampshire.

Engrossed. **Chapter 383, Laws of 1957.**

Senate Bill No. 30, An Act to make more definite the exceptions to the nurse practice act.

Killed. ———

Senate Bill No. 31, An Act providing that temporary loans may be made for a period not exceeding one year.

Engrossed. **Chapter 89, Laws of 1957.**

Senate Bill No. 32, An Act relative to out of state parolee supervision.

Engrossed. **Chapter 63, Laws of 1957.**

Senate Bill No. 33, An Act relative to supervision of reports of income by certain county and municipal officers.

Engrossed. **Chapter 64, Laws of 1957.**

Senate Bill No. 34, An Act authorizing the attorney general to establish a police training school.

Killed. ———

Senate Bill No. 35, An Act establishing a special fund for towns and cities for deer killed therein.

Killed. ———

Senate Bill No. 36, An Act establishing a special fund for payments to persons killed or injured from accidental shooting.

Killed. ———

Senate Bill No. 37, An Act relative to employment of minors under liquor and beverage laws.

Killed. ———

Senate Bill No. 38, An Act relating to probate courts.

Engrossed. **Chapter 139, Laws of 1957.**

Senate Bill No. 39, An Act relative to payments to state institutions.

Engrossed. **Chapter 69, Laws of 1957.**

Senate Bill No. 40, An Act providing an open season for taking fisher.

Killed. ———

Senate Bill No. 41, An Act relative to trustees of the Laconia State School.

Engrossed. **Chapter 166, Laws of 1957.**

Senate Bill No. 42, An Act relative to defective delinquents at Laconia State School.

Engrossed. **Chapter 220, Laws of 1957.**

Senate Bill No. 43, An Act relative to limitation of committals to Laconia State School.

Engrossed. **Chapter 221, Laws of 1957.**

Senate Bill No. 44, An Act relative to compensation to inmates of Laconia State School.

Killed. ———

Senate Bill No. 45, An Act providing for a deputy superintendent at Laconia State School.

Engrossed. **Chapter 223, Laws of 1957.**

Senate Bill No. 46, An Act relative to ice fishing in Umbagog Lake.

Engrossed. **Chapter 14, Laws of 1957.**

Senate Bill No. 47, An Act to authorize the school district of Barnstead to exceed its limit of bonded indebtedness.

Engrossed. **Chapter 380, Laws of 1957.**

Senate Bill No. 48, An Act relative to fee paid by legislative counsel.

Engrossed. **Chapter 78, Laws of 1957.**

Senate Bill No. 49, An Act relative to the industrial park authority.

Engrossed. **Chapter 237, Laws of 1957.**

Senate Bill No. 50, An Act relative to special sessions of probate court.

Engrossed. **Chapter 79, Laws of 1957.**

Senate Bill No. 51, An Act relative to the salaries of the judges of the probate court.

Engrossed. **Chapter 269, Laws of 1957.**

Senate Bill No. 52, An Act relative to milk control.
Killed.

Senate Bill No. 53, An Act relative to providing for an additional member for the state board of health.
Engrossed. **Chapter 208, Laws of 1957.**

Senate Bill No. 54, An Act relative to dogs at large.
Engrossed. **Chapter 154, Laws of 1957.**

Senate Bill No. 55, An Act relative to the practice of chiropody.
Engrossed. **Chapter 169, Laws of 1957.**

Senate Bill No. 56, An Act relative to liability of relatives to contribute to support of poor persons.
Killed.

Senate Bill No. 57, An Act providing for hearing in case of failure to renominate or reelect a teacher.
Engrossed. **Chapter 285, Laws of 1957.**

Senate Bill No. 58, An Act relative to student nurses immunity from civil suit while engaged in civil defense.
Engrossed. **Chapter 185, Laws of 1957.**

Senate Bill No. 59, An Act relative to borrowing by cities and towns.
Engrossed. **Chapter 95, Laws of 1957.**

Senate Bill No. 60, An Act to determine the responsibility for the intentional or negligent contribution to the delinquency of a minor.
Engrossed. **Chapter 214, Laws of 1957.**

Senate Bill No. 61, An Act relative to transfer of unclaimed ticket money from horse racing into general funds.
Engrossed. **Chapter 145, Laws of 1957.**

Senate Bill No. 62, An Act relating to the issuance of licenses for the sale of liquor in restaurants.
Engrossed. **Chapter 47, Laws of 1957.**

Senate Bill No. 63, An Act relative to reclassification of a road in Walpole.

Engrossed. **Chapter 105, Laws of 1957.**

Senate Bill No. 64, An Act relative to expenditure of state funds.

Engrossed. **Chapter 112, Laws of 1957.**

Senate Bill No. 65, An Act relative to offenses against minors.

Killed. ———

Senate Bill No. 66, An Act relating to the taxation of house trailers and mobile homes.

Legislative Council. ———

Senate Bill No. 67, An Act relative to extension of time for making up list of poll taxes.

Engrossed. **Chapter 86, Laws of 1957.**

Senate Bill No. 68, An Act establishing an agreement on detainers.

Judicial Council. ———

Senate Bill No. 69, An Act relative to distribution of supreme court reports.

Engrossed. **Chapter 65, Laws of 1957.**

Senate Bill No. 70, An Act relative to investments by domestic life insurance companies.

Engrossed. **Chapter 114, Laws of 1957.**

Senate Bill No. 71, An Act relating to bids by sub-contractors.

Killed. ———

Senate Bill No. 72, An Act relative to compensation for the commissioners of Cheshire county.

Engrossed. **Chapter 182, Laws of 1957.**

Senate Bill No. 73, An Act relative to optional allowances under the teachers' retirement system and to date of modification of integrated systems.

Engrossed. **Chapter 200, Laws of 1957.**

Senate Bill No. 74, An Act relative to the date for an annual town meeting.

Killed.

Senate Bill No. 75, An Act naming Bear Brook State Park the Floyd Cole State Park.

Killed.

Senate Bill No. 76, An Act relative to taking pickerel through the ice from Umbagog Lake.

Engrossed. **Chapter 106, Laws of 1957.**

Senate Bill No. 77, An Act providing for interest from date of writ added to damages awarded in certain civil actions.

Killed.

Senate Bill No. 78, An Act relative to salaries of court stenographers.

Engrossed. **Chapter 140, Laws of 1957.**

Senate Bill No. 79, An Act relative to employment of an extra court stenographer.

Engrossed. **Chapter 129, Laws of 1957.**

Senate Bill No. 80, An Act relating to expiration of void mortgages.

Engrossed. **Chapter 256, Laws of 1957.**

Senate Bill No. 81, An Act relative to salaries of city officials and employees.

Killed.

Senate Bill No. 82, An Act relative to the salaries of justices and special justices of the Nashua Municipal Court.

Engrossed. **Chapter 209, Laws of 1957.**

Senate Bill No. 83, An Act to authorize the school district of Stratham to exceed its limit of bonded indebtedness.

Engrossed. **Chapter 386, Laws of 1957.**

Senate Bill No. 84, An Act relating to control of cemeteries in the town of Rollinsford.

Killed.

Senate Bill No. 85, An Act providing for the classification of Beaver Brook watershed.

Engrossed. **Chapter 130, Laws of 1957.**

Senate Bill No. 86, An Act relating to the construction and financing of the sewerage system and sewage disposal plant for the town of Derry.

Engrossed. **Chapter 391, Laws of 1957.**

Senate Bill No. 87, An Act relative to definition of employees under the workmen's compensation law.

Killed.

Senate Bill No. 88, An Act relative to decrees and certificates of adoption.

Engrossed. **Chapter 96, Laws of 1957.**

Senate Bill No. 89, An Act relating to the confidential nature of adoption records and proceedings.

Engrossed. **Chapter 197, Laws of 1957.**

Senate Bill No. 90, An Act relative to detainers within the state.

Judicial Council.

Senate Bill No. 91, An Act relative to interstate compact on mental health.

Engrossed. **Chapter 215, Laws of 1957.**

Senate Bill No. 92, An Act relative to certain transfers from the employees retirement system to the firemen's retirement system.

Engrossed. **Chapter 155, Laws of 1957.**

Senate Bill No. 93, An Act legalizing the school district meeting held in Hampton Falls on March 8, 1957.

Engrossed. **Chapter 390, Laws of 1957.**

Senate Bill No. 94, An Act relative to the Wolfeboro Village Fire Precinct.

Engrossed. **Chapter 407, Laws of 1957.**

Senate Bill No. 95, An Act relative to change of classification of roads in Bethlehem.

Engrossed. **Chapter 265, Laws of 1957.**

Senate Bill No. 96, An Act correcting certain errors in the statutes relative to municipal budget law.

Engrossed. **Chapter 131, Laws of 1957.**

Senate Bill No. 97, An Act relative to registers of deeds.

Engrossed. **Chapter 92, Laws of 1957.**

Senate Bill No. 98, An Act providing that each town and ward shall have representation in the House of Representatives at each session of the legislature.

Killed. ———

Senate Bill No. 99, An Act changing the title of overseer of the poor to overseer of public welfare.

Engrossed. **Chapter 198, Laws of 1957.**

Senate Bill No. 100, An Act relative to reforestation week and arbor day.

Engrossed. **Chapter 93, Laws of 1957.**

Senate Bill No. 101, An Act relative to jurisdiction of forestry and recreation commission over certain islands in great ponds.

Engrossed. **Chapter 286, Laws of 1957.**

Senate Bill No. 102, An Act relative to final disposition of cases involving delinquent children.

Killed. ———

Senate Bill No. 103, An Act relative to increasing the borrowing capacity by school districts.

Engrossed. **Chapter 120, Laws of 1957.**

Senate Bill No. 104, An Act to amend the charter of the city of Nashua relating to defining the boundaries of the wards.

Killed. ———

Senate Bill No. 105, An Act relating to motor vehicles carrying property for hire.

Killed.

Senate Bill No. 106, An Act relative to the salary of the sheriff of Strafford county.

Engrossed. **Chapter 156, Laws of 1957.**

Senate Bill No. 107, An Act relative to a special account for the use by the fish and game director.

Engrossed. **Chapter 157, Laws of 1957.**

Senate Bill No. 108, An Act relative to the terms of office of the mayor of Manchester.

Killed.

Senate Bill No. 109, An Act relative to hearings before the personnel commission.

Engrossed. **Chapter 224, Laws of 1957.**

Senate Bill No. 110, An Act relative to reports of fire insurance companies to the board of fire control.

Engrossed. **Chapter 225, Laws of 1957.**

Senate Bill No. 111, An Act relative to liability for the use of high explosives.

Killed.

Senate Bill No. 112, An Act legalizing action taken at town meeting held in the town of Derry in March, 1957.

Engrossed. **Chapter 401, Laws of 1957.**

Senate Bill No. 113, An Act providing for town advisory committee.

Killed.

Senate Bill No. 114, An Act relative to Hooksett school district.

Engrossed. **Chapter 397, Laws of 1957.**

Senate Bill No. 115, An Act to provide for coordination of mutual aid in protection against fires.

Engrossed. **Chapter 277, Laws of 1957.**

Senate Bill No. 116, An Act relative to communications by prisoners.

Killed.

Senate Bill No. 117, An Act relative to cemetery trust funds.

Killed.

Senate Bill No. 118, An Act legalizing the organization meeting for the cooperative school district in Hampton, Hampton Falls, North Hampton, and Seabrook.

Engrossed. **Chapter 415, Laws of 1957.**

Senate Bill No. 119, An Act relative to exclusion of certain public utilities from filing provisions.

Engrossed. **Chapter 132, Laws of 1957.**

Senate Bill No. 120, An Act relative to the definition of group life insurance.

Killed.

Senate Bill No. 121, An Act authorizing municipalities to require the repair, closing or demolition of housing unfit for human habitation and to establish and enforce housing standards.

Killed.

Senate Bill No. 122, An Act authorizing administrators or executors with the assent of heirs and devisees, to mortgage real estate.

Engrossed. **Chapter 167, Laws of 1957.**

Senate Bill No. 123, An Act prohibiting the trapping of beaver in Coos county for a limited period.

Engrossed. **Chapter 228, Laws of 1957.**

Senate Bill No. 124, An Act relating to bridges on the secondary system of highways.

Engrossed. **Chapter 133, Laws of 1957.**

Senate Bill No. 125, An Act relating to bridges on the class V system of highways.

Engrossed. **Chapter 134, Laws of 1957.**

Senate Bill No. 126, An Act pertaining to new positions and reclassification of positions in the classified service.

Engrossed. **Chapter 238, Laws of 1957.**

Senate Bill No. 127, An Act relative to the debt limit of the Salem school district.

Engrossed. **Chapter 398, Laws of 1957.**

Senate No. 128, An Act relative to investments of savings banks and loans by trust companies.

Engrossed. **Chapter 210, Laws of 1957.**

Senate Bill No. 129, An Act relative to the federal aid highway act of 1956.

Killed.

Senate Bill No. 130, An Act relative to right of way for highway purposes through state hospital land.

Engrossed. **Chapter 135, Laws of 1957.**

Senate Bill No. 131, An Act relating to building and loan associations.

Engrossed. **Chapter 194, Laws of 1957.**

Senate Bill No. 132, An Act to authorize the state of New Hampshire to enter into a compact with the states of Maine and Vermont to establish a tri-state regional medical needs board.

Engrossed. **Chapter 141, Laws of 1957.**

Senate Bill No. 133, An Act relating to financial responsibility of motorists.

Killed.

Senate Bill No. 134, An Act to legalize the proceedings of a special meeting of Goffstown and permit it to borrow a certain sum of money outside its debt limit and provide for a guarantee of said debt.

Engrossed. **Chapter 395, Laws of 1957.**

Senate Bill No. 135, An Act granting the attorney general subpoena power in certain cases.

Killed.

Senate Bill No. 136, An Act relative to the acceptance of gifts to the State library for library purposes.

Engrossed. **Chapter 158, Laws of 1957.**

Senate Bill No. 137, An Act exempting totally disabled persons from the payment of poll and head taxes.

Killed.

Senate Bill No. 138, An Act legalizing the special meeting of Sullivan school district held January 24, 1957.

Engrossed. **Chapter 402, Laws of 1957.**

Senate Bill No. 139, An Act permitting employee retirement plans at the option of towns.

Killed.

Senate Bill No. 140, An Act establishing the Berlin Airport authority.

Engrossed. **Chapter 433, Laws of 1957.**

Senate Bill No. 141, An Act authorizing rehabilitation work in redevelopment projects.

Killed.

Senate Bill No. 142, An Act relative to the charter of the city of Laconia to clarify a section relating to schools.

Engrossed. **Chapter 416, Laws of 1957.**

Senate Bill No. 143, An Act relative to appropriation for registers of probate and additional legislative expenses and appropriation.

Engrossed. **Chapter 309, Laws of 1957.**

Senate Bill No. 144, An Act to establish the town of West Lebanon from a part of the territory of the town of Lebanon.

Killed.

Senate Bill No. 145, An Act relative to the salaries of Strafford, Sullivan and Belknap county solicitors.
Engrossed. **Chapter 211, Laws of 1957.**

Senate Bill No. 146, An Act relative to Swanzey school district.
Engrossed. **Chapter 389, Laws of 1957.**

Senate Bill No. 147, An Act relative to the employment of children.
Engrossed. **Chapter 278, Laws of 1957.**

Senate Bill No. 148, An Act establishing a board for relief for wrongful imprisonment.
Killed. ———

Senate Bill No. 149, An Act relative to the appropriation of money at town meetings.
Engrossed. **Chapter 239, Laws of 1957.**

Senate Bill No. 150, An Act relative to factors' liens.
Engrossed. **Chapter 216, Laws of 1957.**

Senate Bill No. 151, An Act relating to damage sustained in motor vehicle accidents.
Killed. ———

Senate Bill No. 152, An Act providing for a study relative to budgets for cooperative school districts.
Killed. ———

Senate Bill No. 153, An Act relative to exemptions from taxation of the Appalachian Mountain Club.
Killed. ———

Senate Bill No. 154, An Act relative to lumber cut reports.
Engrossed. **Chapter 226, Laws of 1957.**

Senate Bill No. 155, An Act to establish a new apportionment for the assessment of public taxes.
Engrossed. **Chapter 170, Laws of 1957.**

Senate Bill No. 156, An Act providing that the salaries of elected county officials be fixed by the county convention.
Killed.

Senate Bill No. 157, An Act relative to investments of savings banks in industrial securities.
Killed.

Senate Bill No. 158, An Act relating to probate courts.
Engrossed. **Chapter 240, Laws of 1957.**

Senate Bill No. 159, An Act establishing a new ward for the city of Manchester.
Engrossed. **Chapter 438, Laws of 1957.**

Senate Bill No. 160, An Act relating to judgments rendered in Canadian courts.
Engrossed. **Chapter 171, Laws of 1957.**

Senate Bill No. 161, An Act relative to contracts for projects for the fish and game department and the recreation division of the Forestry and Recreation Commission.
Engrossed. **Chapter 257, Laws of 1957.**

Senate Bill No. 162, An Act relating to the salaries of deputy registers of Probate.
Engrossed. **Chapter 278, Laws of 1957.**

Senate Bill No. 163, An Act relating to the salaries of registers of Probate.
Engrossed. **Chapter 280, Laws of 1957.**

Senate Bill No. 164, An Act legalizing the special actions taken at the special meeting of Hopkinton School District, February 6, 1957, and authorizing certain indebtedness.
Engrossed. **Chapter 413, Laws of 1957.**

Senate Bill No. 165, An Act relating to purchase of liability insurance under a fleet policy.

Engrossed. **Chapter 270, Laws of 1957.**

Senate Bill No. 166, An Act relating to the board of approval for bonds of state employees and officials.

Engrossed. **Chapter 296, Laws of 1957.**

Senate Bill No. 167, An Act relative to dogs pursuing or maiming deer.

Killed. ———

Senate Bill No. 168, An Act relative to the sale of dangerous weapons.

Engrossed. **Chapter 229, Laws of 1957.**

Senate Bill No. 169, An Act relative to arbitration for firemen and teachers in the city of Manchester.

Judicial Council. ———

Senate Bill No. 170, An Act relative to dog registration tags.

Engrossed. **Chapter 217, Laws of 1957.**

Senate Bill No. 171, An Act relative to rights of surviving husband and wife.

Engrossed. **Chapter 261, Laws of 1957.**

Senate Bill No. 172, An Act to limit the length and horsepower of passenger motor vehicles.

Killed. ———

Senate Bill No. 173, An Act relative to mutual savings banks.

Killed. ———

Senate Bill No. 174, An Act relative to use of funds held by the trustees of the Boscawen academy in Boscawen.

Engrossed. **Chapter 423, Laws of 1957.**

Senate Bill No. 175, An Act providing for use of state armories by the civil air patrol.

Killed.

Senate Bill No. 176, An Act relative to examination of banks by bank commissioner.

Engrossed. **Chapter 258, Laws of 1957.**

Senate Bill No. 177, An Act relative to public meetings of state and local boards and commissions.

Killed.

Senate Bill No. 178, An Act limiting the jurisdiction of the public utilities commission over railroads and buses.

Referred to Legislative Council.

Senate Bill No. 179, An Act to correct an error in the statute relative to selling or serving milk for drinking.

Engrossed. **Chapter 183, Laws of 1957.**

Senate Bill No. 180, An Act to correct clerical error in an act relative to town appropriation.

Engrossed. **Chapter 186, Laws of 1957.**

Senate Bill No. 181, An Act relative to mortgage loans by savings banks which are guaranteed or insured by federal agencies.

Killed.

Senate Bill No. 182, An Act relative to injuries to property.

Killed.

Senate Bill No. 183, An Act relative to duties of the legal counsel to the Senate.

Engrossed. **Chapter 218, Laws of 1957.**

Senate Bill No. 184, An Act relating to extension and reamortization of mortgage loans to veterans.

Engrossed. **Chapter 219, Laws of 1957.**

Senate Bill No. 185, An Act to provide for payment of claims and judgments arising out of motor vehicle accidents caused by uninsured or unknown drivers.

Killed.

Senate Bill No. 186, An Act relative to the acceptance of federal aid for preservation of roadside scenery on the interstate highway system.

Killed.

Senate Bill No. 187, An Act providing for the acquisition of lake shore park in Gilford.

Killed.

Senate Bill No. 188, An Act relative to the sewerage system in the town of Hampton.

Engrossed. **Chapter 435, Laws of 1957.**

Senate Bill No. 189, An Act providing limitations on rate of interest on loans of over $300.

Killed.

Senate Bill No. 190, An Act relative to opening and closing of polls at primaries and biennial elections in towns.

Engrossed. **Chapter 230, Laws of 1957.**

Senate Bill No. 191, An Act relative to economic growth survey.

Engrossed. **Chapter 297, Laws of 1957.**

Senate Bill No. 192, An Act relative to acquisition of recreational area in Monadnock region.

Engrossed. **Chapter 259, Laws of 1957.**

Senate Bill No. 193, An Act relative to membership in the council on resources and development.

Engrossed. **Chapter 241, Laws of 1957.**

Senate Bill No. 194, An Act relative to political expenditures and contributions.

Engrossed. **Chapter 298, Laws of 1957.**

Senate Bill No. 195, An Act relative to public weighers.
Killed.

Senate Bill No. 196, An Act relative to qualifications for registration as pharmacists.
Killed.

Senate Bill No. 197, An Act relative to cases transferred from juvenile court to the superior court.
Engrossed. **Chapter 231, Laws of 1957.**

Senate Bill No. 198, An Act relative to repair of town highways.
Engrossed. **Chapter 260, Laws of 1957.**

Senate Bill No. 199, An Act relative to public assistance to the blind.
Killed.

Senate Bill No. 200, An Act relating to approved schools of hairdressing.
Engrossed. **Chapter 232, Laws of 1957.**

Senate Bill No. 201, An Act to legalize the proceedings of an annual meeting of the Lebanon school district and to permit it to borrow a sum of money.
Engrossed. **Chapter 426, Laws of 1957.**

Senate Bill No. 202, An Act relative to adequate planning for a mental health program and an appropriation for the construction of a building for defective delinquents.
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Senate Bill No. 203, An Act relative to appeals from assessment of damages for highway layout and special provisions for appeal in cases of Frederick C. and Avis G. Pearson and Festus S. and Valeda Thornton.
Engrossed. **Chapter 281, Laws of 1957.**

Senate Bill No. 204, An Act relative to payment for claims for damages due to activities of the department of public works and highways.

Engrossed. **Chapter 266, Laws of 1957.**

Senate Bill No. 205, An Act relative to by-laws, officers, and credit committee of credit unions.

Engrossed. **Chapter 304, Laws of 1957.**

Senate Bill No. 206, An Act to amend the charter of the Siwooganock Guaranty Savings Bank, and relative to legal investments for savings banks.

Engrossed. **Chapter 322, Laws of 1957.**

Senate Bill No. 207, An Act relative to the sale of the Berlin armory.

Engrossed. **Chapter 271, Laws of 1957.**

Senate Bill No. 208, An Act relative to abatement for overpayment of income taxes.

Engrossed. **Chapter 317, Laws of 1957.**

Senate Bill No. 209, An Act relating to deputy clerks of court and sheriffs services.

Engrossed. **Chapter 307, Laws of 1957.**

Senate Bill No. 210, An Act relative to the military staff of the governor.

Killed. ———

Senate Bill No. 211, An Act relative to tax exemption for the blind.

Engrossed. **Chapter 299, Laws of 1957.**

Senate Bill No. 212, An Act relating to equalization of taxes in wards of cities.

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Senate Bill No. 213, An Act relative to registration of voters in the city of Portsmouth.

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Senate Joint Resolution No. 5, Joint Resolution in favor of J. Wayne Ferns.

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Senate Joint Resolution No. 6, Joint Resolution in favor of Charles F. Macey.

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Senate Joint Resolution No. 7, Joint Resolution to provide for an investigation of gasoline prices in the state of New Hampshire.

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Senate Joint Resolution No. 8, Joint Resolution relative to interpretation of legislative intent on subversive activities.

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Senate Joint Resolution No. 9, Joint Resolution relative to a study of water supply in the seacoast region of the state.

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